

Hollie Felix

From:	[REDACTED]@MCCARTHY.CA>	s.19(1)
Sent:	February-13-17 5:13 PM	s.21(1)(b)
To:	Armstrong, Adam; Marcia Mills	s.21(1)(c)
Cc:	[REDACTED]	s.24(1)
Subject:	RE: [REDACTED]	

All the best.

**mccarthy
tetrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: [REDACTED]
Sent: Tuesday, February 07, 2017 3:25 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam, Monday at 10 ET works for [REDACTED] and I.

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Tuesday, February 07, 2017 3:16 PM
To: [REDACTED] 'Marcia Mills'
Cc: I
Subject: RE: [REDACTED]



Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] [@MCCARTHY.CA](mailto:[REDACTED]@MCCARTHY.CA)
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Cc: [REDACTED]

Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

Cheers

**mccarthy
tetrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]

Sent: Friday, January 27, 2017 4:26 PM

To: [REDACTED] : 'Marcia Mills'

Subject: RE: [REDACTED]



Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

s.21(1)(b)

s.21(1)(c)

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

I don't think it will take an hour but I thought I would book this much time to be safe.

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Signorini, Gabriella

From: Snell, Tara
Sent: 2017-Jan-05 4:09 PM
To: Signorini, Gabriella
Subject: FW: invitation - keynote speaker - Justice Canada

s.19(1)

From: "Signorini, Gabriella" <Gabriella.Signorini@justice.gc.ca>
Date: Thursday, December 15, 2016 at 12:18 PM
To: [REDACTED]@uottawa.ca>
Subject: FW: invitation - keynote speaker - Justice Canada

Good morning Professor [REDACTED]

I am following up on a few e-mails sent by my colleague, Tara Snell, inviting you to be a keynote speaker at Justice Canada's IP/IT Law Conference to be held in February 2017 (our original message attached).

On the assumption that you are not able to make it, we wondered if you might nonetheless be in a position to suggest an alternate speaker who we could invite to deliver a keynote address on matters related to the intersection of law and technology. We are fairly open in terms of the specific topic to be addressed and the areas of IP and IT law are obviously very broad. Our primary objective is to have someone such as yourself who would be thought provoking, dynamic and engaging.

If you have any suggestions, we would be grateful to receive them, and should you have an opening and remain available yourself, we would be ecstatic if you accepted our invitation.

Regards,

Gabriella

Gabriella Signorini
Senior Counsel/Avocate Conseil
Intellectual Property & Information Technology Law Group/Groupe du droit de la propriété intellectuelle & des technologies de l'information
275 Sparks, 10th floor/10e étage, T10038
Ottawa ON K1A 0H8
Tél: (613) 948-2206
Fax: (613) 946-9988
Internet: gabriella.signorini@justice.gc.ca

From: Snell, Tara
Sent: 2016-Oct-12 12:56 PM
To: [REDACTED]@uottawa.ca' [REDACTED]@uottawa.ca>
Subject: invitation - keynote speaker - Justice Canada

Professor [REDACTED]

The IP/IT Law Group of Justice Canada is organizing its bi-annual conference on intellectual property and information technology law, which will be held on February 23, 2017 in Gatineau, Québec (just across the river from Ottawa). I am

writing to invite you to be our keynote speaker. We think that you would be the ideal keynote speaker for our event given your thought-provoking research in law, ethics and technology [REDACTED] and your reputation as an inspiring teacher. Our conference brings together numerous Justice Canada lawyers from across the country, who work for over 45 federal departments and agencies, to learn about legal developments in IP and IT law. Given the current government's broad commitments to innovation, open government and the digital economy, we are certain that your insights would be useful and of keen interest to the Justice legal community. Past keynote speakers at our event have included Professor [REDACTED] and Professor [REDACTED]

We would be honoured if you would accept this invitation to be our keynote speaker. Please let me know at your convenience if you will be able to join us for the event, and please do not hesitate to contact me at this email address or at 613-948-1208 if you have any questions.

Best regards,

Tara

s.19(1)

Tara Snell
Counsel / Avocate
Groupe du droit de la propriété intellectuelle et des technologies de l'information
Intellectual Property and Information Technology Law Group
Justice Canada
275 Sparks, 10th floor / 10ième étage, T10037
Ottawa ON K1A 0H8
Tel: (613) 948-1208
E-mail / courriel: tara.snell@justice.gc.ca

s.23

Signorini, Gabriella

From: Signorini, Gabriella
Sent: 2017-Jan-21 5:19 PM
To: Cunningham, Trevor (IC)
Subject: RE: [REDACTED]
Attachments: [REDACTED]

*solicitor-client
privilege*

Hi Trevor,

[REDACTED]

Gabriella

From: Cunningham, Trevor (IC) [mailto:trevor.cunningham@canada.ca]
Sent: Friday, January 20, 2017 9:55 AM
To: Signorini, Gabriella <Gabriella.Signorini@justice.gc.ca>
Subject: RE: [REDACTED]

Hi Gabriella,

[REDACTED]

Thanks again☺

Trevor

From: Signorini, Gabriella [mailto:Gabriella.Signorini@justice.gc.ca]
Sent: January-20-17 9:47 AM
To: Cunningham, Trevor (IC)
Subject: Re: [REDACTED]

[REDACTED]

Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Cunningham, Trevor (IC)
Sent: Friday, January 20, 2017 9:31 AM
To: Signorini, Gabriella
Subject: FW: [REDACTED]

s.23

Hi again Gabriella, happy Friday!

[REDACTED]

Thank you
Trevor

Trevor Cunningham
Counsel/Avocat
343-291-3754

From: Cunningham, Trevor (IC)
Sent: January-12-17 2:29 PM
To: 'Signorini, Gabriella'
Subject: RE: [REDACTED]

Thanks Gabriella,

[REDACTED]

Thanks again
Trevor

Trevor Cunningham
Counsel/Avocat
343-291-3754

From: Signorini, Gabriella [<mailto:Gabriella.Signorini@justice.gc.ca>]
Sent: January-09-17 4:01 PM
To: Cunningham, Trevor (IC)
Subject: RE [REDACTED]

s.23

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Hi Trevor,

[REDACTED]

Gabriella

Gabriella Signorini
Senior Counsel/Avocate Conseil
Intellectual Property & Information Technology Law Group/Groupe du droit de la propriété intellectuelle & des technologies de l'information
275 Sparks, 10th floor/10e étage, T10038
Ottawa ON K1A 0H8
Tél: (613) 948-2206
Fax: (613) 946-9988
Internet: gabriella.signorini@justice.gc.ca

From: Cunningham, Trevor (IC) [<mailto:trevor.cunningham@canada.ca>]
Sent: 2016-Dec-28 2:00 PM
To: Signorini, Gabriella <Gabriella.Signorini@justice.gc.ca>
Subject: [REDACTED]

Hi Gabriella,

[REDACTED]

I hope you had a great Christmas.

Cheers
Trevor

Trevor Cunningham

Counsel, Legal Services
Innovation, Science and Economic Development Canada / Government of Canada

trevor.cunningham@canada.ca / Tel: 343-291-3754 / TTY: 1-866-694-8389

Advocat, Services juridiques

Innovation, Sciences et Développement économique Canada / Gouvernement du Canada

trevor.cunningham@canada.ca / Tél: 343-291-3754 / ATS: 1-866-694-8389

Pages 11 to / à 46
are withheld pursuant to section
sont retenues en vertu de l'article

23

of the Access to Information Act
de la Loi sur l'accès à l'information

Hollie Felix

From: Marcia Mills
Sent: January-05-17 11:57 AM
To: 'Armstrong, Adam'
Subject: RE: [REDACTED]

s.21(1)(b)
s.23

[REDACTED]

thanks

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-05-17 11:24 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: Re: [REDACTED]

2:30pm tomorrow?

And Monday at 8:30am works for me.

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679 On Jan 5, 2017, at 11:07 AM, Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>> wrote:

Marcia
819 420 2858

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s.19(1)

s.21(1)(b)

s.23

-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: January-05-17 8:56 AM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>

Subject: Re: [REDACTED]

Thanks. [REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |


www.torys.com<http://www.torys.com><http://www.torys.com>

[Torys LLP]<http://www.torys.com>

On Jan 5, 2017, at 8:38 AM, Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>> wrote:

Hi Adam,

Happy New Year!



Take care,

Marcia

819 420 2858

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From: ASSAD.BOUAYED@forces.gc.ca<mailto:ASSAD.BOUAYED@forces.gc.ca><mailto:ASSAD.BOUAYED@forces.gc.ca>
[mailto:ASSAD.BOUAYED@forces.gc.ca]

Sent: January-04-17 1:40 PM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca><mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>

Cc: Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca<mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca><mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>>

Subject: FW: 

Marcia,



Thank you.

Regards,

Assad Bouayed

Deputy Project Manager (Program)

Canadian Surface Combatant Project

Department of National Defence / Government of Canada

400 Cumberland Street, Ottawa, Canada K1A 0K2

assad.bouayed@forces.gc.ca<mailto:assad.bouayed@forces.gc.ca><mailto:assad.bouayed@forces.gc.ca>

Tel: 613-995-xxxx Cel: 613-404-5984

Gestionnaire adjoint de projet (Programme) Projet Navire de combat canadien Ministère de la Défense nationale /
Gouvernement du Canada

400 Rue Cumberland, Ottawa, Canada K1A 0K2

assad.bouayed@forces.gc.ca<mailto:assad.bouayed@forces.gc.ca><mailto:assad.bouayed@forces.gc.ca>

Tel: 613-995-xxxx Cel: 613-404-5984

s.21(1)(b)

s.23

From: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Sent: January-04-17 12:31 PM

To: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Carosielli Capt(N) L@ADM(Mat) PMO CSC@Ottawa-Hull; Comeau R@ADM(Mat) PMO CSC@Ottawa-Hull

Subject: RE: [REDACTED]

Assad

[REDACTED]

MDW

From: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull

Sent: January-04-17 12:04 PM

To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Carosielli Capt(N) L@ADM(Mat) PMO CSC@Ottawa-Hull; Comeau R@ADM(Mat) PMO CSC@Ottawa-Hull

Subject: [REDACTED]

Importance: High

Sir,

[REDACTED]

Regards,

Assad Bouayed

s.21(1)(b)

s.23

Deputy Project Manager (Program)
Canadian Surface Combatant Project
Department of National Defence / Government of Canada
400 Cumberland Street, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca<mailto:assad.bouayed@forces.gc.ca><mailto:assad.bouayed@forces.gc.ca>
Tel: 613-995-xxxx Cel: 613-404-5984

Gestionnaire adjoint de projet (Programme) Projet Navire de combat canadien Ministère de la Défense nationale /
Gouvernement du Canada
400 Rue Cumberland, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca<mailto:assad.bouayed@forces.gc.ca><mailto:assad.bouayed@forces.gc.ca>
Tel: 613-995-xxxx Cel: 613-404-5984

From: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull
Sent: January-03-17 2:59 PM
To: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull
Subject: FW: [REDACTED]

From: Helen Byon [mailto:Helen.Byon@tpsgc-pwgsc.gc.ca]
Sent: December-14-16 8:50 PM
To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Marie-José Regimbal; Marcia Mills;
aarmstrong@torys.com<mailto:aarmstrong@torys.com><mailto:aarmstrong@torys.com>
Subject: [REDACTED]

Hi Mike,

[REDACTED]

Thanks,
Helen

s.21(1)(b)
s.23

Helen Byon
Avocate / Counsel
Ministère de la Justice / Department of Justice Services juridiques de Services publics et Approvisionnement Canada/
Public Services and Procurement Canada Legal Services Place du Portage, Phase III, 1C2-121
11 rue Laurier, Gatineau (Québec) K1A 0S5 Téléphone/Phone 819-420-2850 Télécopieur/Fax 819-956-0014
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[REDACTED]

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s.19(1)

s.21(1)(b)

s.23

Hollie Felix

From: Marcia Mills
Sent: January-05-17 8:38 AM
To: Armstrong, Adam
Cc: Marcia Mills
Subject: FW: [REDACTED]
Attachments: [REDACTED]

Hi Adam,

Happy New Year!

[REDACTED]

Take care,

Marcia

819 420 2858

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From: ASSAD.BOUAYED@forces.gc.ca [mailto:ASSAD.BOUAYED@forces.gc.ca]
Sent: January-04-17 1:40 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>
Subject: FW: ([REDACTED])

s.21(1)(b)
s.23

Marcia,

[REDACTED]

Thank you.

Regards,

Assad Bouayed

Deputy Project Manager (Program)
Canadian Surface Combatant Project
Department of National Defence / Government of Canada
400 Cumberland Street, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca
Tel: 613-995-xxxx Cel: 613-404-5984

Gestionnaire adjoint de projet (Programme)
Projet Navire de combat canadien
Ministère de la Défense nationale / Gouvernement du Canada
400 Rue Cumberland, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca
Tel: 613-995-xxxx Cel: 613-404-5984

From: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull
Sent: January-04-17 12:31 PM
To: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull
Cc: Carosielli Capt(N) L@ADM(Mat) PMO CSC@Ottawa-Hull; Comeau R@ADM(Mat) PMO CSC@Ottawa-Hull
Subject: RE: [REDACTED]

Assad

[REDACTED]

MDW

From: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull
Sent: January-04-17 12:04 PM
To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull
Cc: Carosielli Capt(N) L@ADM(Mat) PMO CSC@Ottawa-Hull; Comeau R@ADM(Mat) PMO CSC@Ottawa-Hull

s.21(1)(b)

s.23

Subject: [REDACTED]

Importance: High

Sir,



Regards,

Assad Bouayed

Deputy Project Manager (Program)
Canadian Surface Combatant Project
Department of National Defence / Government of Canada
400 Cumberland Street, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca
Tel: 613-995-xxxx Cel: 613-404-5984

Gestionnaire adjoint de projet (Programme)
Projet Navire de combat canadien
Ministère de la Défense nationale / Gouvernement du Canada
400 Rue Cumberland, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca
Tel: 613-995-xxxx Cel: 613-404-5984

From: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull
Sent: January-03-17 2:59 PM
To: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull
Subject: FW: [REDACTED]

From: Helen Byon [<mailto:Helen.Byon@tpsgc-pwgsc.gc.ca>]
Sent: December-14-16 8:50 PM
To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull
Cc: Marie-José Regimbal; Marcia Mills; aarmstrong@torys.com
Subject: [REDACTED]

Hi Mike,

[REDACTED]

Thanks,
Helen

Helen Byon
Avocate / Counsel
Ministère de la Justice / Department of Justice
Services juridiques de Services publics et Approvisionnement Canada/ Public Services and Procurement Canada Legal Services
Place du Portage, Phase III, 1C2-121
11 rue Laurier, Gatineau (Québec) K1A 0S5
Téléphone/Phone 819-420-2850
Télécopieur/Fax 819-956-0014
Gouvernement du Canada / Government of Canada

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**Pages 58 to / à 59
are withheld pursuant to sections
sont retenues en vertu des articles**

21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Marcia Mills
Sent: January-06-17 4:59 PM
To: 'Armstrong, Adam' s.19(1)
Cc: Banack, Adam s.21(1)(b)
Subject: RE: [REDACTED] s.23

Thanks.

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-06-17 4:58 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: Banack, Adam <abanack@torys.com>
Subject: Fwd: [REDACTED]

Looks like we will do a call next Tuesday. Adam, can you send around a call in number?

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679 Begin forwarded message:

From: <MICHAEL.WOOD@forces.gc.ca<mailto:MICHAEL.WOOD@forces.gc.ca>>
Date: January 6, 2017 at 4:49:07 PM EST
To: <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>
Cc: <ASSAD.BOUAYED@forces.gc.ca<mailto:ASSAD.BOUAYED@forces.gc.ca>>, <LUCIANO.CAROSIELLI@forces.gc.ca<mailto:LUCIANO.CAROSIELLI@forces.gc.ca>>, <Derek.Cann@forces.gc.ca<mailto:Derek.Cann@forces.gc.ca>>, <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>, <abanack@torys.com<mailto:abanack@torys.com>>, <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca<mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>>, <psymmonds@torys.com<mailto:psymmonds@torys.com>>
Subject: Re: [REDACTED]

Next week

s.19(1)

s.21(1)(b)

s.23

MD Wood, Cmdre, PM CSC Sent from my BlackBerry 10 smartphone on the Rogers network.

Original Message

From: Armstrong, Adam

Sent: Friday, January 6, 2017 4:08 PM

To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull; Carosielli Capt(N) L@ADM(Mat) PMO CSC@Ottawa-Hull; Cann Cdr JD@ADM(Mat) PMO CSC@Ottawa-Hull; Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>; Banack, Adam; Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca<mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>; Symmonds, Phil

Subject: Re: [REDACTED]

Mike,

Do you mean Tuesday next week or the following week for a meeting in Ottawa?

Regards, Adam.

Adam S. Armstrong

On Jan 6, 2017, at 4:02 PM,

"MICHAEL.WOOD@forces.gc.ca<mailto:MICHAEL.WOOD@forces.gc.ca><mailto:MICHAEL.WOOD@forces.gc.ca>"
<MICHAEL.WOOD@forces.gc.ca<mailto:MICHAEL.WOOD@forces.gc.ca><mailto:MICHAEL.WOOD@forces.gc.ca>>
wrote:

I am only available in the Tuesday timeslot

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: January-06-17 3:54 PM

To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull; Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull; Carosielli Capt(N) L@ADM(Mat) PMO CSC@Ottawa-Hull; Cann Cdr JD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Marcia Mills; Banack, Adam; 'Marie-José Regimbal'; Symmonds, Phil

Subject: [REDACTED]

Gentlemen:

Our availability for a call next week is:

Tuesday – 2:30pm to 5pm

Thursday – 9am to 11am

Friday – 1:30pm to 3:30pm

If you would like to do it in person in Ottawa, all of us could be in Ottawa on Monday, Jan 16th and Tuesday, Jan 17th (if possible, the 17th is preferable).

If there are others who you think should attend this meeting, please feel free to forward on this email (but let me know so I can be sure to send them the calendar invite once a final date and time is chosen).

Regards, Adam.

MJ, Phil – this is intended to be just FYI, though you are welcome to join if you would like to participate.

Adam S. Armstrong
P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<<http://www.torys.com>><<http://esfsecev-ty3013>>

<image001.jpg><<http://esfsecev-ty3013>>

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Hollie Felix

From: Marcia Mills
Sent: January-13-17 2:27 PM
To: Stuart Koskie; Stéphanie Roy (Stephanie.Roy@tpsgc-pwgsc.gc.ca); Sarah Atchison (Sarah.Atchison@tpsgc-pwgsc.gc.ca)
Subject: FW [REDACTED]
Attachments: [REDACTED]
Importance: High

All

[REDACTED]

Thank you

Marcia

819 420 2858

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From: Melanie St-Onge
Sent: January-13-17 2:22 PM
To: Nathalie Blais <Nathalie.Blais@tpsgc-pwgsc.gc.ca>; Stephane Lamoureux <Stephane.Lamoureux@tpsgc-pwgsc.gc.ca>; Boris Uléhla <boris.ulehla@canada.ca>; Marie-Josée Lachance <Marie-Josée.Lachance@tpsgc-pwgsc.gc.ca>; Alexia Taschereau <Alexia.Taschereau@tpsgc-pwgsc.gc.ca>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; Diane St-Arnaud <Diane.St-Arnaud@tpsgc-pwgsc.gc.ca>; Josee Tremblay <Josee.Tremblay@tpsgc-pwgsc.gc.ca>
Cc: Alain Vauclair <Alain.Vauclair@tpsgc-pwgsc.gc.ca>; Karina Fauteux <Karina.Fauteux@tpsgc-pwgsc.gc.ca>
Subject: [REDACTED]
Importance: High

Bonjour,

[REDACTED]

Merci

Mel

Mélanie St-Onge

Legal Counsel and Special Advisor to the Senior General Counsel | Conseillère juridique et conseillère spéciale de l'Avocat général principal

Department of Justice | Ministère de la Justice

PSPC & SSC Legal Services | Services juridiques de SPAC et de SPC

Room: 110A Place du Portage Phase III, 1C1 11 Laurier Street

Gatineau, Quebec K1A 0S5

Canada

melanie.st-onge@pwgsc-tpsgc.gc.ca

Telephone | Téléphone 873-469-3745

Facsimile | Télécopieur 819-956-0014

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**Pages 65 to / à 93
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23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Mandelker, Barry (PCH)

From: Mandelker, Barry (PCH)
Sent: Friday, January 13, 2017 12:08 PM
To: Qureshi, Tariq (PCH); Trepanier, Etienne (PCH); Dorion, Andre (PCH); Henrie, Dominique (PCH)
Cc: Imbeau, Johanne (PCH); Leduc, Yan (PCH)
Subject: A reply to michael geist - fix the value gap

<http://www.barrysookman.com/2017/01/09/fix-the-value-gap-a-reply-to-michael-geist/>

Barry Steven Mandelker
Conseiller juridique / Legal counsel
Ministère de la Justice | Department of Justice
Services juridiques | Legal Services
Ministère du Patrimoine canadien | Department of Canadian Heritage
15, rue Eddy St. (15-13-A)
Gatineau, (Québec) Canada K1A 0M5
Barry.Mandelker@pch.gc.ca
Téléphone | Telephone 819-934-5063
Télécopieur | Facsimile 819-997-2801
Téléimprimeur (sans frais) | Teletypewriter 1-888-997-3123

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Mandelker, Barry (PCH)

From: Copyhype <terryhart=copyhype.com@mail100.suw17.mcsv.net> on behalf of Copyhype <terryhart@copyhype.com>
Sent: Friday, January 13, 2017 12:03 PM
To: Mandelker, Barry (PCH)
Subject: [MARKETING] New post from Copyhype for 01/13/2017

[View this email in your browser](#)

Copyhype

Friday's Endnote – 01/13/17

By Terry Hart on Jan 13, 2017 08:56 am

On January 12, 1977, Barbara Ringer, the register of copyrights, was presented the President's Award for Distinguished Federal Civilian Service in 8 ceremony at the White House. This award, the highest honor for extraordinary achievement in the federal career service, cited the leading part taken by her in the movement to revise the copyright law and pointed out that her "energy, ability, and concern for the property rights of those who create literature, the arts, and science have ensured continuation of that creativity, thus enhancing life for all people." Ms. Ringer had already received from the Librarian of Congress, shortly after the revision bill was cleared for passage, the Distinguished Service Award, the highest award offered by the Library, in recognition of her contribution to the quest for modern copyright legislation.

Library of Congress, 80th Annual Report of the Register of
Copyrights, For the Fiscal Year Ending September 30, 1977

Peter Bart: How Content Creators Are Exploited By Monoliths Apple,
Google, Facebook — Bart writes, "Why is it that, while vastly more
creative content is being consumed worldwide, less revenue is
flowing to the people who create it? This is the issue probed by
Jonathan Taplin in an important new book that demonstrates how
intellectual property has been hijacked by what he calls the new
'marketing monoculture' led by Facebook, Amazon and Google."

Photographer Gets Cyberbullied After Defending Photo Copyright —
As this story demonstrates, as important as it is for artists and
creators to stand up for their rights, it's rarely easy.

Transcribed Proceedings of CONTU — Zvi Rosen has provided
another goldmine of copyright geekery reading pleasure: hundreds
of pages of transcripts from the Commission on New Technological
Uses of Copyrighted Works, established by Congress in 1974 as
part of its broader copyright revision effort to focus on novel issues
of technology such as photocopying and copyrightability of computer
software.

A Bunch of Weak Anti-Piracy Measures Are Still a Pest to Pirates —
Torrentfreak reports, "Clearly, none of these measures are good
enough to hit piracy hard enough to kill it, but the barriers to entry
are being raised. In addition to a fast broadband service, a decent
VPN provider is now almost essential for many file-sharers, whether
that's for circumventing blockades or avoiding those pesky sharing
warnings. Equally, keeping on top of the latest news, changes,
developments, and domain switches can be a time-consumer in
itself. That certainly wasn't the case ten years ago. And if that isn't
enough, running the junk ad gauntlet requires a skill set all of its

own, one that can potentially affect all sites running in a browser, whether they're guilty of bad behavior or not."

Fix the value gap – a reply to Michael Geist — Canadian attorney Barry Sookman discusses the value gap, the reallocation of value from creators to internet platforms due to free-riding on unauthorized content. Writes Sookman, "Online providers of services such as YouTube and Facebook would unquestionably be liable for substantial copyright infringements but for the safe harbours established around the world including in the U.S. under the DMCA. These legislative exceptions – which were pushed for by technology companies precisely to limit their liabilities – have enabled technology companies to avoid paying licensing fees (or fair market value fees) for which they would otherwise have been liable."

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[Friday's Endnotes – 12/16/16](#)

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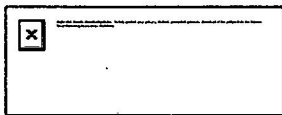
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Friday's Endnotes – 01/13/17

posted January 13, 2017 by Terry Hart.

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[<https://www.copyright.gov/reports/annual/archive/ar-1977.pdf>]

Peter Bart: How Content Creators Are Exploited By Monoliths Apple, Google, Facebook [<http://deadline.com/2017/01/content-creators-exploited-by-apple-google-facebook-taylor-swift-peter-bart-1201879413/>] — Bart writes, "Why is it that, while vastly more creative content is being consumed worldwide, less revenue is flowing to the people who create it? This is the issue probed by Jonathan Taplin in an important new book [<http://amzn.to/2jeS4MV>] that demonstrates how intellectual property has been hijacked by what he calls the new 'marketing monoculture' led by Facebook, Amazon and Google."

Photographer Gets Cyberbullied After Defending Photo Copyright [<https://petapixel.com/2017/01/10/photographer-gets-cyberbullied-defending-photo-copyright/>] — As this story demonstrates, as important as it is for artists and creators to stand up for their rights, it's rarely easy.

Transcribed Proceedings of CONTU [<http://www.zvirosen.com/2017/01/10/transcribed-proceedings-of-contu/>] — Zvi Rosen has provided another goldmine of copyright geekery reading pleasure: hundreds of pages of transcripts from the Commission on New Technological Uses of Copyrighted Works, established by Congress in 1974 as part of its broader copyright revision effort to focus on novel issues of technology such as photocopying and copyrightability of computer software.

A Bunch of Weak Anti-Piracy Measures Are Still a Pest to Pirates [<https://torrentfreak.com/a-bunch-of-weak-anti-piracy-measures-are-still-a-pest-to-pirates-170107/>] — Torrentfreak reports, "Clearly, none of these measures are good enough to hit piracy hard enough to kill it, but the barriers to entry are being raised. In addition to a fast broadband service, a decent VPN provider is now almost essential for many file-sharers, whether that's for circumventing blockades or avoiding those pesky sharing warnings. Equally, keeping on top of the latest news, changes, developments, and domain switches can be a time-consumer in itself. That certainly wasn't the case ten years ago. And if that isn't enough, running the junk ad gauntlet requires a skill set all of its own, one that can potentially affect all sites running in a browser, whether they're guilty of bad behavior or not."

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Hollie Felix

From: Marcia Mills
Sent: January-16-17 1:08 PM
To: 'Armstrong, Adam'
Subject: RE: [REDACTED]

Hi

How about Tuesday 10:30?

I think the meetings are today and tomorrow, although the dates of the 19th and 20th are in my head as well.

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-16-17 8:25 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: Re: [REDACTED]

Marcia,

On Tuesday I could do between 10am and noon; on Wednesday I am jammed all day; and on Thursday I could do anytime. [REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<http://www.torys.com>
[Torys LLP]<http://www.torys.com>

From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Date: Friday, January 13, 2017 at 6:26 PM
To: Adam Armstrong <aarmstrong@torys.com>
Subject: [REDACTED]

Good evening,

Have a good weekend

s.21(1)(b)

M

s.23

Marcia Mills

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Hollie Felix

From: Marcia Mills
Sent: January-23-17 11:43 AM
To: Marie-José Regimbal
Subject: FW: [REDACTED] s.19(1)
s.21(1)(b)
s.23

PVI when you get to it only

Marcia

819 420 2858

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From: MICHAEL.WOOD@forces.gc.ca [mailto:MICHAEL.WOOD@forces.gc.ca]

Sent: January-23-17 10:45 AM

To: aarmstrong@torys.com

Cc: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; abanack@torys.com; Marie-Eve Benoit <Marie-Eve.Benoit@tpsgc-pwgsc.gc.ca>; LUCIANO.CAROSIELLI@forces.gc.ca; ASSAD.BOUAYED@forces.gc.ca

Subject: RE: [REDACTED]

[REDACTED]

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: January-23-17 8:53 AM

To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Marcia Mills; Banack, Adam

Subject: [REDACTED]

Mike,

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

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Hollie Felix

From: Marcia Mills s.19(1)
Sent: January-25-17 11:09 AM s.21(1)(b)
To: 'Armstrong, Adam' s.23
Subject: RE: [REDACTED]

Thanks. [REDACTED]

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-25-17 10:30 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: Re: [REDACTED]

[REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<<http://www.torys.com>>
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From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Date: Wednesday, January 25, 2017 at 10:21 AM
To: Adam Armstrong <aarmstrong@torys.com>
Subject: FW: [REDACTED]

Hi

[REDACTED]

[REDACTED]

Marcia

819 420 2858

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From: Marie-José Regimbal

Sent: January-25-17 10:10 AM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; aarmstrong@torys.com

Cc: Symmonds, Phil <psymmonds@torys.com>; Yeo, Thomas <tyeo@torys.com>; Sako, Emma <esako@torys.com>; 'abanack@torys.com' <abanack@torys.com>; Helen Byon <Helen.Byon@tpsgc-pwgsc.gc.ca>

Subject: [REDACTED]

Marcia, Adam,

[REDACTED]

Marie-José

Marie-José Régimbal

Gestionnaire et Avocate-conseil / Manager and Senior Counsel Ministère de la Justice / Department of Justice Services juridiques de SPAC et de SPC / PSPC and SSC Legal Services Place du Portage, Phase III, 1C2

11 rue Laurier, Gatineau (Québec) K1A 0S5 Téléphone / Phone : 819-420-2841 Courriel / Email : marie-jose.regimbal@tpsgc-pwgsc.gc.ca<mailto:marie-jose.regimbal@tpsgc-pwgsc.gc.ca>

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s.21(1)(b)

s.23

Hollie Felix

From: Marcia Mills
Sent: January-25-17 11:13 AM
To: Marie-José Regimbal; aarmstrong@torys.com
Cc: Symmonds, Phil; Yeo, Thomas; Sako, Emma; 'abanack@torys.com'; Helen Byon
Subject: RE: [REDACTED]

Good day all,

[REDACTED]

Marcia

819 420 2858

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From: Marie-José Regimbal
Sent: January-25-17 10:10 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; aarmstrong@torys.com
Cc: Symmonds, Phil <psymmonds@torys.com>; Yeo, Thomas <tyeo@torys.com>; Sako, Emma <esako@torys.com>; 'abanack@torys.com' <abanack@torys.com>; Helen Byon <Helen.Byon@tpsgc-pwgsc.gc.ca>
Subject: [REDACTED]

Marcia, Adam,

[REDACTED]

Marie-José

Marie-José Régimbal

Gestionnaire et Avocate-conseil / Manager and Senior Counsel
Ministère de la Justice / Department of Justice
Services juridiques de SPAC et de SPC / PSPC and SSC Legal Services
Place du Portage, Phase III, 1C2
11 rue Laurier, Gatineau (Québec) K1A 0S5
Téléphone / Phone : 819-420-2841
Courriel / Email : marie-jose.regimbal@tpsgc-pwgsc.gc.ca

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Hollie Felix

From: Marcia Mills
Sent: January-27-17 11:31 AM
To: [REDACTED]
Cc: 'Armstrong, Adam' s.19(1)
Subject: question for the call this afternoon

Hello [REDACTED]

I have a request for you, which I hope would be acceptable.

I have a new lawyer working in my team, who has an interest in "IP/IT" law, and I am working on her training. She does not have much in the way of direct commercial experience (i.e. participating in negotiations with industry counsel) so I would greatly appreciate being able to let her sit in as an observer on our calls amongst lawyers.

Please let me know if you have any concerns.

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice
Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

NEW: 819 420 2858

| facsimile/télécopieur 819-956-0014

marcia.mills@pwgsc.gc.ca

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Hollie Felix

From: [REDACTED]@MCCARTHY.CA>
Sent: January-27-17 4:37 PM s.19(1)
To: [REDACTED] Armstrong, Adam; Marcia Mills s.21(1)(b)
Subject: RE: [REDACTED] s.21(1)(c)
s.24(1)

[REDACTED] Have a good weekend.

From: [REDACTED]
Sent: Friday, January 27, 2017 4:35 PM
To: Armstrong, Adam; [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

Thank you Adam. Have a good weekend.

[REDACTED]

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-27-17 5:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

EXTERNAL EMAIL

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

-----Original Appointment-----

From: Armstrong, Adam
Sent: January-26-17 2:16 PM
To: Armstrong, Adam; [REDACTED] 'Marcia Mills'
Subject: [REDACTED]
When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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Suite 5300, TD Bank Tower, Box 48, 66 Wellington Street West, Toronto, ON M5K 1E6

Hollie Felix

From: Marcia Mills
Sent: January-27-17 4:59 PM
To: Armstrong, Adam
Subject: Re: [REDACTED]

Thanks. [REDACTED]

Have a good weekend.

Marcia Mills

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Armstrong, Adam
Sent: Friday, January 27, 2017 4:54 PM
To: Marcia Mills
Subject: RE: [REDACTED]

Sure. I will.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: January-27-17 4:32 PM
To: Armstrong, Adam <aarmstrong@torys.com>
Subject: RE: [REDACTED]
[REDACTED]

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-27-17 4:26 PM
To: [REDACTED]

@MCCARTHY.CA>; Marcia

Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Subject: RE: [REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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Jennifer Storing

From: Marcia Mills
Sent: January-27-17 8:26 PM s.21(1)(b)
To: Armstrong, Adam s.23
Subject: Fw: [REDACTED]
Attachments: [REDACTED]

Hi

[REDACTED]

Have a good weekend

Marcia Mills

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

Original Message

From: MICHAEL.WOOD@forces.gc.ca

Sent: Friday, January 27, 2017 6:16 PM

To: aarmstrong@torys.com

Cc: Marcia Mills; Marie-José Regimbal; psymmonds@torys.com; Derek.Cann@forces.gc.ca;

ASSAD.BOUAYED@forces.gc.ca; Marie-Eve Benoit

Subject: Re: [REDACTED]

Thanks Adam

[REDACTED]

Mike

MD Wood, Cmdre, PM CSC Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Armstrong, Adam

Sent: Friday, January 27, 2017 5:10 PM

To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: 'Marcia Mills'; 'Marie-José Regimbal'; Symmonds, Phil

Subject: FW: [REDACTED]

Mike,

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |

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[Torys LLP]<<http://esfsecev-ty3013>>

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.23

s.24(1)

From: Armstrong, Adam

Sent: January-27-17 4:26 PM

To: [REDACTED]@MCCARTHY.CA>; 'Marcia
Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Subject: RE: [REDACTED]

Regards, Adam.

Adam S. Armstrong

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED] Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

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FOI
X
S

s.21(1)(b)

s.23

Hollie Felix

From: Marcia Mills
Sent: January-27-17 12:04 PM
To: 'MICHAEL.WOOD@forces.gc.ca'; aarmstrong@torys.com
Cc: Marie-José Regimbal; Marie-Eve Benoit; ASSAD.BOUAYED@forces.gc.ca;
Derek.Cann@forces.gc.ca; Helen Byon
Subject: RE: [REDACTED]

Absolutely. [REDACTED]

Marcia
819 420 2858

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From: MICHAEL.WOOD@forces.gc.ca [mailto:MICHAEL.WOOD@forces.gc.ca]
Sent: January-27-17 12:02 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; aarmstrong@torys.com
Cc: Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>; Marie-Eve Benoit <Marie-Eve.Benoit@tpsgc-pwgsc.gc.ca>; ASSAD.BOUAYED@forces.gc.ca; Derek.Cann@forces.gc.ca; Helen Byon <Helen.Byon@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

[REDACTED]

-----Original Message-----

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: January-27-17 12:01 PM
To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull; aarmstrong@torys.com
Cc: Marie-José Regimbal; Marie-Eve Benoit; Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull; Cann Cdr JD@ADM(Mat) PMO CSC@Ottawa-Hull; Helen Byon; Marcia Mills
Subject: RE: [REDACTED]

All,

[REDACTED]

s.19(1)

s.21(1)(b)

s.23

Marcia

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-----Original Message-----

From: MICHAEL.WOOD@forces.gc.ca [mailto:MICHAEL.WOOD@forces.gc.ca]

Sent: January-27-17 11:00 AM

To: aarmstrong@torys.com

Cc: Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>;

Marie-Eve Benoit <Marie-Eve.Benoit@tpsgc-pwgsc.gc.ca>; ASSAD.BOUAYED@forces.gc.ca; Derek.Cann@forces.gc.ca;

Helen Byon <Helen.Byon@tpsgc-pwgsc.gc.ca>

Subject: RE: [REDACTED]

Adam

MDW

-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: January-27-17 10:58 AM

To: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull

Cc: Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca; Marcia.Mills@tpsgc-pwgsc.gc.ca; Marie-Eve.Benoit@tpsgc-pwgsc.gc.ca;

Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull; Cann Cdr JD@ADM(Mat) PMO CSC@Ottawa-Hull;

Helen.Byon@tpsgc-pwgsc.gc.ca

Subject: Re: [REDACTED]

Mike,

Thanks, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |

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[Torys LLP]<http://www.torys.com>

s.21(1)(b)

s.23

From: "MICHAEL.WOOD@forces.gc.ca" <MICHAEL.WOOD@forces.gc.ca>

Date: Friday, January 27, 2017 at 10:54 AM

To: Adam Armstrong <aarmstrong@torys.com>

Cc: "Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca" <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>, "Marcia.Mills@tpsgc-pwgsc.gc.ca" <Marcia.Mills@tpsgc-pwgsc.gc.ca>, "Marie-Eve.Benoit@tpsgc-pwgsc.gc.ca" <Marie-Eve.Benoit@tpsgc-pwgsc.gc.ca>, "ASSAD.BOUAYED@forces.gc.ca" <ASSAD.BOUAYED@forces.gc.ca>, "Derek.Cann@forces.gc.ca" <Derek.Cann@forces.gc.ca>, "Helen.Byon@tpsgc-pwgsc.gc.ca" <Helen.Byon@tpsgc-pwgsc.gc.ca>

Subject: [REDACTED]

Adam

[REDACTED]

Mike

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Bucknall, Jennifer

From: Joanisse, Steve (IC) <steve.joanisse@canada.ca>
Sent: 2017-Feb-02 3:40 PM
To: Taillefer, Charles (IC); Paterson, Jill (IC); Brown, Heather (IC); Hamilton, Jane (IC); De Santis, Michael (IC)
Cc: Joanisse, Steve (IC)
Subject: PIPEDA's global extra-territorial jurisdiction: A.T. v. Globe24h.com

PIPEDA's global extra-territorial jurisdiction: A.T. v. Globe24h.com

February-01-17, 8:08:04 PM | Barry Sookman

The Federal Court of Canada released a landmark decision finding that the court has the jurisdiction to make an extra-territorial order with world-wide effects against a foreign resident requiring the foreign person to remove documents containing personal information about a Canadian citizen that violates the person's rights under Canada's privacy law, the *Personal Information Protection and Electronic Documents Act* (PIPEDA). In *A.T. v. Globe24h.com*, 2017 FC 114 the Honourable Mr Justice Mosely ordered the individual operator of the website Globe24h.com to remove all Canadian tribunal and court decisions posted on the site that contain personal information and to take all necessary steps to remove the decisions from search engines caches.

The decision arose from an application made under section 14 of PIPEDA which enables a complainant to the Office of the Privacy Commissioner, after receiving the Commissioner's report, to apply to the court for a hearing in respect of any matter in respect of which the complaint was made, or that is referred to in the Commissioner's report. The legal process was used by an individual who complained that Globe24h.com, a site hosted and operated from Romania, was re-publishing decisions of Canadian courts and tribunals containing personal information including personal information about him, for the purpose of demanding fees from aggrieved persons to take the content down.

While the decisions published were generally available on other sites such as Canlii those sites did not make the information available for indexing by search engines. Thus, while the public could find the decisions online, this would not happen merely by virtue of searching on someone's name using a search engine like Google.

The site operator claimed that PIPEDA did not have extra-territorial application over him because the activities were conducted from the foreign website. The argument was rejected by the court relying on prior decisions that clearly confirmed the potential extra-territorial application of PIPEDA where a real and substantial connection is established.

[50] Section 4 of *PIPEDA*, the application provision for Part I, is silent with respect to the statute's territorial reach. However, there is no language expressly limiting its application to Canada. In the absence of clear guidance from the statute, the Court can interpret it to apply in all circumstances in which there exists a "real and substantial link" to Canada, following the Supreme Court's guidance in *Society of Composers, Authors and Music Publishers of Canada v Canadian Assn. of Internet Providers*, 2004 SCC 427, [2004] 2 SCR 427 at paras 54-63 [*SOCAN*] and the other authorities cited therein...

[52] As Mr. Radulescu and Globe24h.com are foreign-based, the Court must consider whether there is a real and substantial connection between them and Canada to find that *PIPEDA* applies to their activities. The operative question underlying the test is "whether there is sufficient connection between this country and the

[activity] in question for Canada to apply its law consistent with the ‘principles of order and fairness’” and international comity: *SOCAN*, above, at paras 57 and 60.

[53] This Court has applied PIPEDA to a foreign-based organization where there was evidence of a sufficient connection between the organization’s activities and Canada: *Lawson v Accusearch Inc (cob Abika.com)*, 2007 FC 125 (CanLII), [2007] FCJ No 164 at paras 38-43 [*Lawson*]. The relevant connecting factors include (1) the location of the target audience of the website, (2) the source of the content on the website, (3) the location of the website operator, and (4) the location of the host server: *SOCAN*, above, at paras 59 and 61; see also *Lawson*, above, at para 41; *Davydiuk v Internet Archive Canada*, 2014 FC 944 (CanLII), [2014] FCJ No 1066 at paras 31-32 [*Davydiuk*]; *Desjean v Intermix Media, Inc*, 2006 FC 1395 (CanLII), [2006] FC 1395, [2007] 4 FCR 151 at para 42 [*Desjean*], aff’d 2007 FCA 365 (CanLII); *Equustek Solutions Inc v Google Inc*, 2015 BCCA 265 (CanLII), leave to appeal to the SCC granted [2015] SCCA No 355 [*Equustek*].

[54] In this case, the location of the website operator and host server is Romania. However, when an organization’s activities take place exclusively through a website, the physical location of the website operator or host server is not determinative because telecommunications occur “both here and there”: *Libman v The Queen*, 1985 CanLII 51 (SCC), [1985] 2 SCR 178 at p 208 [*Libman*].

[55] In its submissions, the OPCC highlights three key connecting factors between the foreign-based website and Canada. First, the content that is at issue is Canadian court and tribunal decisions containing personal information which was copied by the respondent from Canadian legal websites. Second, the website directly targets Canadians by specifically advertising that it provides access to “Canadian Caselaw”/“Jurisprudence de Canada”. The evidence is that the majority of visitors to Globe24h.com are from Canada. Third, the impact of the website is felt by members of the Canadian public. This is evidenced by the complaints received both by the OPCC and media reports of individuals suffering distress, embarrassment and reputational harm because of Globe24h.com republishing their personal information and making it accessible via search engines. The respondent is aware of these complaints.

[56] There is evidence that the Romanian authorities have acted to curtail the respondent’s activities and that they have cooperated with the OPCC investigation. Is that sufficient reason not to exercise the PIPEDA jurisdiction in this context? I think not. I accept the submission of the OPCC that the principle of comity is not offended where an activity takes place abroad but has unlawful consequences here: *Libman*, above, at p 209....

[57] In *Chevron Corp v Yaiguaje*, 2015 SCC 42 (CanLII), [2015] 3 SCR 69 [*Chevron*], the Supreme Court was asked to determine whether the Ontario Courts have jurisdiction over a Canadian subsidiary of Chevron, an American corporation and a stranger to the foreign judgment for which recognition and enforcement was being sought in Canada. In that case, the Ontario Court of Appeal had affirmed an Ecuadorian judgment against Chevron.

[58] In upholding the Ontario Court of Appeal’s decision, Justice Gascon noted that “Canadian courts, like many others, have adopted a generous and liberal approach to the recognition and enforcement of foreign judgments”: *Chevron*, above, at para 23. The only prerequisite for recognizing and enforcing such a judgment is that the foreign court had a real and substantial connection with the litigants or with the subject matter of the dispute, or that the traditional bases of jurisdiction were satisfied: *Chevron*, above, at para 27.

[59] On the principle of comity, Justice Gascon observes that “the need to acknowledge and show respect for the legal action of other states has consistently remained one of the principle’s core components”: *Chevron*, above, at para 53. In this regard, comity militates in favour of recognition and enforcement. The principle of comity further provides that legitimate judicial acts should be respected and enforcement not sidetracked or ignored: *Chevron*, above, at para 53.

[60] In the case at bar, since Romanian authorities have cooperated with the OPC investigation and taken action to curtail the respondent's activities, the legitimate judicial acts of this Court will not be seen as offending the principle of comity. The respondent was fined for contravening Romanian data protection laws by, among other things, charging a fee for the removal of personal information from Globe24h.com. The respondent has appealed this fine to a Romanian court. Given the involvement of the Romanian counterpart to the OPCC, this Court's findings would compliment rather than offend any action that may be taken in a Romanian court.

Justice Mosely also used the occasion to clarify a passage from the *Van Breda* decision of the Supreme Court which has sometimes mistakenly been read as suggesting that Canadian courts do not have personal jurisdiction (or territorial competence) over persons whose only connections to the Canadian forum are electronic.

[61] During the OPCC's investigation, the respondent relied on the Supreme Court's decision in *Club Resorts Ltd v Van Breda*, 2012 SCC 17 (CanLII), [2012] 1 SCR 572 [*Van Breda*] to argue that the PIPEDA did not apply to his activities in Romania. *Van Breda* concerned two individuals that were injured while on vacation outside of Canada. Actions were brought in Ontario against a number of parties, including Club Resorts Ltd., a company incorporated in the Cayman Islands.

[62] Club Resorts Ltd., the appellant in *Van Breda*, argued that the Ontario courts lacked jurisdiction. To determine the issue of jurisdiction, the Supreme Court applied the "real and substantial connection" test. The Court had to consider whether carrying on business in the jurisdiction may also be considered an appropriate connecting factor. Ultimately, the Court found that the notion of carrying on business requires some form of actual, not only virtual, presence in the jurisdiction, such as maintaining an office there or regularly visiting the territory of the particular jurisdiction: *Van Breda*, above, at para 87.

[63] However, I note that the Supreme Court was careful to distinguish between traditional categories of business and "e-trade". Justice LeBel noted that the Court was not asked to decide whether e-trade in the jurisdiction would amount to a presence in the jurisdiction. Had there been a discussion about jurisdiction in the context of e-trade, I would have considered the connecting factors discussed in *Van Breda* as helpful to the analysis in the case at bar.

[64] *Van Breda* was limited to the specific context of tort claims. The Supreme Court was clear that it was not, in that case, providing an "inventory of connecting factors covering the conditions for the assumption of jurisdiction over all claims known to the law": *Van Breda*, above, at para 85. The Court was concerned about creating what would amount to forms of universal jurisdiction in respect of tort claims arising out of certain categories of business or commercial activity. As such, Justice LeBel confined the application of *Van Breda* to limited areas of private international law and international tort: *Van Breda*, above, at para 87; see also *Chevron*, above, at paras 38-39; *Davydiuk*, above, at paras 28-29.

The site operator claimed he was protected by the journalism and publicly available exceptions in PIPEDA. Both the Commissioner and the court easily dismissed those defenses. The court also had no trouble concluding that the collection, use and disclosure of personal information in the decisions on the website was not for an appropriate purpose under subsection 5(3) of PIPEDA.

Having found personal jurisdiction over the respondent website operator, the court then examined whether it had the jurisdiction to make an order with extra-territorial effects. Following recent decisions including the decision of the British Columbia Court of Appeal in *Equustek Solutions Inc v Google Inc*, 2015 BCCA 265 (CanLII), leave to appeal to the SCC granted [2015] SCCA No 355, the court concluded that the jurisdiction existed and could be exercised on the facts of the case without impinging any concerns related to comity.

[80] The OPCC supports the applicant's request for an order requiring the respondent to correct his practices in order to comply with PIPEDA under paragraph 16(a). The respondent not being a resident of Canada does not bar the making of an extra-territorial order where the underlying dispute is within the jurisdiction of the court: *Impulsora Turistica de Occidente, SA de CV v Transat Tours Canada Inc*, 2007 SCC 20 (CanLII), [2007] 1 SCR 867 [*Impulsora Turistica*] at para 6; *Barrick Gold Corporation v Lopehandia et al*, 2004 CanLII 12938 (ON CA), [2004] OJ No 2329 (ONCA) [*Barrick Gold*] at paras 73-77; *Equustek*, above, at paras 81-99...

[82] The jurisprudence is clear that courts must exercise restraint in granting remedies that have international ramifications. That said, in some circumstances, courts do issue extraterritorial orders where there is a "real and substantial connection" between the organization's activities and Canada: *Equustek*, above, at paras 51-56.

[83] The OPCC has presented considerable evidence as to the nature of the respondent's enterprise based in Romania, and the degree to which it can be said to do business in Canada. As mentioned above, the content of Globe24h.com that is at issue is Canadian court and tribunal decisions. The OPCC's evidence demonstrates that these decisions containing personal information were deliberately downloaded by the respondent from Canadian legal websites, such as CanLII, and republished on Globe24h.com. Moreover, the respondent has made a profit from Canadians by requiring them to pay a fee to have their personal information removed from the website.

[84] As noted by the British Columbia Court of Appeal in *Equustek*, above, at paragraph 85, "[o]nce it is accepted that a court has in personam jurisdiction over a person, the fact that its order may affect activities in other jurisdictions is not a bar to it making an order." Further, in the context of Internet abuses, courts of many other jurisdictions have found orders that have international effects to be necessary: *Equustek*, above, at para 95, citing *APC v Auchan Telecom*, 11/60013, Judgment (28 November 2013) (Tribunal de Grand Instance de Paris); *McKeogh v Doe* (Irish High Court, case no. 20121254P); *Mosley v Google*, 11/07970, Judgment (6 November 2013) (Tribunal de Grand Instance de Paris); and *ECJ Google Spain SL, Google Inc v Agencia Espanola de Protección de Datos, Mario Costeja González*, C-131/12 [2014], CURIA.

[85] I was concerned about the enforceability of any order against the respondent as he and his server are not physically present in Canada. However, having considered the matter I am satisfied that the issuance of a corrective order in Canada may assist the applicant in pursuing his remedies in Romania. Moreover, as argued by the Commissioner, it may assist in persuading the operators of search engines to de-index the pages carried by the respondent web site.

[86] Paragraph 16(a) of PIPEDA does authorize this Court to grant a corrective order requiring the respondent to correct his practices to comply with sections 5 to 10 of that legislation. Having reviewed the relevant authorities and having found that the underlying dispute is within the jurisdiction of this Court, I do not find that there is either a jurisdictional or a practical bar to granting a corrective order with extraterritorial effects.

The court was also asked to grant declaratory relief that the respondent had contravened PIPEDA, combined with a corrective order, that would allow the applicant and other complainants to submit a request to Google or other search engines to remove links to decisions on Globe24h.com from their search results. The OPCC contended that this may be the most practical and effective way of mitigating the harm caused to individuals since the respondent is located in Romania with no known assets. The court agreed and made an order that transcended the complaint before it to cover all decisions containing personal information published by Canadian courts and tribunals on the website. After referring to other cases decided under PIPEDA and the *Charter* the court stated:

[95] These cases demonstrate that remedies may transcend the particular circumstances of an applicant where it has been established that an organization's practices are deficient. In such cases, broadly crafted remedies were required in order to ensure that the organization's practices going forward did not result in further violations of constitutional and quasi-constitutional rights.

[96] The request for a systemic remedy in the present matter is supportable because the evidence demonstrates that the effects of the respondent's actions are not confined to the single applicant named in this application. The OPCC has received a total of 49 complaints relating to Globe24h.com. Moreover, affidavit evidence filed by the OPCC demonstrates that over 150 complaints have been received by CanLII regarding personal information found on Globe24h.com. As a result, I agree that the circumstances of this case justify a broadly crafted corrective order pursuant to paragraph 16(a) of PIPEDA.

The Judgment of the court, reproduced below, ordered, among other things, the Romanian operator of the foreign website to remove all Canadian court and tribunal decisions containing personal information from the globe24h.com website and to take steps to remove them from caches of search engines as well.

THIS COURT'S JUDGMENT is that:

1. It is declared that the Respondent, Sebastian Radulescu, contravened the *Personal Information Protection and Electronics Documents Act*, SC 2000, c 5 by collecting, using and disclosing on his website, www.Globe24h.com ("Globe24h.com"), personal information contained in Canadian court and tribunal decisions for inappropriate purposes and without the consent of the individuals concerned;
2. The Respondent, Sebastian Radulescu, shall remove all Canadian court and tribunal decisions containing personal information from Globe24h.com and take the necessary steps to remove these decisions from search engines caches;
3. The Respondent, Sebastian Radulescu, shall refrain from further copying and republishing Canadian court and tribunal decisions containing personal information in a manner that contravenes the *Personal Information and Electronic Documents Act*, SC 2000, c 5...

As can be seen, the order was not limited to removing access to the personal information to Canadians or to searches from IP addresses in Canada. Nor was the order to remove the decisions from search engines limited to any country domain e.g., google.ca or to search engines that make the decisions available only to Canadians. In this regard, the decision is consistent with the interpretation of France's data protection authority, the CNIL, which fined Google € 100,000 for not removing personal information from all of its search engines after being ordered to remove information about a Spanish citizen in *Google Spain SL, Google Inc v Agencia Espanola de Protección de Datos, Mario Costeja González*, C-131/12 [2014]. It is also consistent with the decision of the EU Article 29 Working Party Guideline which considered, amongst other things, the appropriate territorial scope of de-indexing orders against search engines.

Counsel, Legal Services

Innovation, Science and Economic Development Canada / Government of Canada
steve.ioanisse@canada.ca / Tel: 343-291-2251

Avocat, Services juridiques

Innovation, Sciences et Développement économique Canada / Gouvernement du Canada
steve.ioanisse@canada.ca / Tél: 343-291-2251

s.21(1)(b)

s.23

Hollie Felix

From: Marcia Mills
Sent: February-06-17 10:11 AM
To: 'Armstrong, Adam'
Subject: RE: [REDACTED]

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-06-17 10:00 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-06-17 9:57 AM

To: Armstrong, Adam <aarmstrong@torys.com>
Cc: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: FW: [REDACTED]
Importance: High

s.21(1)(b)

s.23

Marcia

819 420 2858

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From: MICHAEL.WOOD@forces.gc.ca [mailto:MICHAEL.WOOD@forces.gc.ca]
Sent: February-06-17 8:35 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; ASSAD.BOUAYED@forces.gc.ca
Cc: aarmstrong@torys.com; LUCIANO.CAROSIELLI@forces.gc.ca; Craig Webster <Craig.Webster@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]
Importance: High

Marcia

Mike

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-02-17 3:26 PM
To: Bouayed MA@ADM(Mat) PMO CSC@Ottawa-Hull
Cc: Wood Cmdre MD@ADM(Mat) PMO CSC@Ottawa-Hull; Marcia Mills; Armstrong, Adam
Subject: RE: [REDACTED]

Hello

s.21(1)(b)

s.23

Take care,

Marcia

819 420 2858

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From: Marcia Mills

Sent: February-02-17 11:27 AM

To: ASSAD.BOUAYED@forces.gc.ca; aarmstrong@torys.com

Cc: MICHAEL.WOOD@forces.gc.ca; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Subject: RE: [REDACTED]

Good morning

Marcia

819 420 2858

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From: ASSAD.BOUAYED@forces.gc.ca [<mailto:ASSAD.BOUAYED@forces.gc.ca>]

Sent: February-01-17 8:55 AM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; aarmstrong@torys.com

Cc: MICHAEL.WOOD@forces.gc.ca

Subject: [REDACTED]

Marcia, Adam,

Regards,

Assad Bouayed

Deputy Project Manager (Program)
Canadian Surface Combatant Project
Department of National Defence / Government of Canada
400 Cumberland Street, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca
Tel: 613-995-xxxx Cel: 613-404-5984

Gestionnaire adjoint de projet (Programme)
Projet Navire de combat canadien
Ministère de la Défense nationale / Gouvernement du Canada
400 Rue Cumberland, Ottawa, Canada K1A 0K2
assad.bouayed@forces.gc.ca
Tel: 613-995-xxxx Cel: 613-404-5984

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Jennifer Storing

From: Marcia Mills
Sent: February-07-17 3:18 PM
To: Marie-Josée Lachance
Subject: Fw: [REDACTED]
Attachments: [REDACTED]

Can you print this?

s.19(1)

Thanks

s.21(1)(b)

s.21(1)(c)

Marcia Mills

s.24(1)

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

From: [REDACTED] @MCCARTHY.CA>
Sent: Tuesday, February 7, 2017 3:12 PM
To: Armstrong, Adam; Marcia Mills
Cc: Henley, David
Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

Cheers

**mccarthy
tetrault**

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

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s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com



-----Original Appointment-----

From: Armstrong, Adam
Sent: January-26-17 2:16 PM
To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'
Subject: [REDACTED]
When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Jennifer Storing

From: [REDACTED] @MCCARTHY.CA>
Sent: February-07-17 3:12 PM
To: Armstrong, Adam; Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]
Attachments: [REDACTED]

Adam/Marica, [REDACTED]

Cheers

**mccarthy
tétrault**



s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com



s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED] 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-07-17 3:16 PM
To: [REDACTED] Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] @MCCARTHY.CA]
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

[REDACTED]

Cheers

**mccarthy
tétrault**

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

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s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
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From: Armstrong, Adam
Sent: January-26-17 2:16 PM
To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'
Subject: [REDACTED]
When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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Hollie Felix

From: [REDACTED]@MCCARTHY.CA>
Sent: February-07-17 3:25 PM
To: Armstrong, Adam; Marcia Mills s.19(1)
Cc: [REDACTED] s.21(1)(b)
Subject: RE: [REDACTED] s.21(1)(c)
s.24(1)

Adam, Monday at 10 ET works for [REDACTED] and I.

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Tuesday, February 07, 2017 3:16 PM
To: [REDACTED]; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED]@MCCARTHY.CA]
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

[REDACTED]

Cheers

mccarthy
tetrault

[REDACTED]

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
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Toronto, Ontario M5K 1N2 Canada | www.torys.com

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From: Armstrong, Adam
Sent: January-26-17 2:16 PM
To: Armstrong, Adam; [REDACTED] 'Marcia Mills'
Subject: [REDACTED]
When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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s.19(1)

s.23

s.21(1)(b)

s.24(1)

s.21(1)(c)

Hollie Felix

From: Marcia Mills
Sent: February-07-17 5:32 PM
To: Armstrong, Adam
Subject: Re: [REDACTED]

Hi

[REDACTED]

Take care,

Marcia Mills

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Armstrong, Adam
Sent: Tuesday, February 7, 2017 3:16 PM
To: [REDACTED] Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED]@MCCARTHY.CA]
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marica [REDACTED]

Cheers

**mccarthy
tetrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com



s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

I don't think it will take an hour but I thought I would book this much time to be safe.

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Jennifer Storing

From: Marcia Mills
Sent: February-13-17 1:19 PM
To: Marie-Josée Lachance
Subject: Fw: [REDACTED]

Attachments: [REDACTED]

Can u print this? Thanks!!

Marcia Mills

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: Monday, February 13, 2017 10:57 AM
To: Marcia Mills
Subject: RE: [REDACTED]

Here it is in PDF

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-13-17 10:46 AM
To: Armstrong, Adam <aarmstrong@torys.com>
Subject: RE: [REDACTED]

No. odd. It may be caught in the server.

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-13-17 10:45 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

s.19(1)

s.21(1)(b)

s.23

I just sent it along. Did you get my email?

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

From: Marcia Mills [<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>]

Sent: February-13-17 10:17 AM

To: Armstrong, Adam <aarmstrong@torys.com>

Subject: [REDACTED]

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice
Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

NEW: 819 420 2858

| facsimile/télécopieur 819-956-0014

marcia.mills@pwgsc.gc.ca

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**Pages 173 to / à 213
are withheld pursuant to sections
sont retenues en vertu des articles**

21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Jennifer Storing

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-13-17 10:57 AM
To: Marcia Mills
Subject: RE: [REDACTED]

Attachments: [REDACTED]

Here it is in PDF

Adam S. Armstrong

s.19(1)

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

s.21(1)(b)

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-13-17 10:46 AM
To: Armstrong, Adam <aarmstrong@torys.com>
Subject: RE: [REDACTED]

s.23

No. odd. It may be caught in the server.

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-13-17 10:45 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

I just sent it along. Did you get my email?

Adam S. Armstrong

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79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]

Sent: February-13-17 10:17 AM

To: Armstrong, Adam <aarmstrong@torys.com>

Subject:

s.19(1)

s.21(1)(b)

s.23

Marcia Mills

Avocate/Counsel

Ministère de la justice - Department of Justice

Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services

Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

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marcia.mills@pwgsc.gc.ca

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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-13-17 10:55 AM
To: Marcia Mills
Subject: RE: [REDACTED]

Let me PDF it and try again.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-13-17 10:46 AM
To: Armstrong, Adam <aarmstrong@torys.com>
Subject: RE: [REDACTED]

No. odd. It may be caught in the server.

Marcia

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-13-17 10:45 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

I just sent it along. Did you get my email?

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]

Sent: February-13-17 10:17 AM

To: Armstrong, Adam <aarmstrong@torys.com>

Subject: [REDACTED]

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice
Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

s.19(1)

s.21(1)(b)

s.23

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marcia.mills@pwgsc.gc.ca

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Hollie Felix

From: Marcia Mills
Sent: February-13-17 11:46 AM
To: Armstrong, Adam
Subject: Re: [REDACTED]

Sure

Marcia Mills

s.19(1)
s.21(1)(b)
s.23

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

Original Message

From: Armstrong, Adam
Sent: Monday, February 13, 2017 11:25 AM
To: Marcia Mills
Subject: Re: [REDACTED]

Wednesday 9am to 11am?

Adam S. Armstrong

On 2/13/17, 11:15 AM, "Marcia Mills" <Marcia.Mills@tpsgc-pwgsc.gc.ca> wrote:

Tomorrow I am booked until noon. Wednesday is open.

Marcia Mills

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

Torys LLP

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada | www.torys.com

Original Message

From: Armstrong, Adam
Sent: Monday, February 13, 2017 11:06 AM
To: Marcia Mills

Subject: Re: [REDACTED]

Adam S. Armstrong

s.19(1)

s.21(1)(b)

s.23

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Date: Monday, February 13, 2017 at 11:02 AM
To: Adam Armstrong <aarmstrong@torys.com>
Subject: RE: [REDACTED]

Got it. Thanks.

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-13-17 10:57 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

Here it is in PDF

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-13-17 10:46 AM
To: Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>
Subject: RE: [REDACTED]

No. odd. It may be caught in the server.

Marcia

819 420 2858

s.19(1)

s.21(1)(b)

s.23

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: February-13-17 10:45 AM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>

Subject: RE: [REDACTED]

I just sent it along. Did you get my email?

Adam S. Armstrong

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Toronto, Ontario M5K 1N2 Canada | www.torys.com<<http://www.torys.com>>

[orys LLP]<<http://www.torys.com/>>

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]

Sent: February-13-17 10:17 AM

To: Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>

Subject: [REDACTED]

Marcia Mills

Avocate/Counsel

Ministère de la justice - Department of Justice

Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services

Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

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marcia.mills@pwgsc.gc.ca<<mailto:marcia.mills@pwgsc.gc.ca>>

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Hollie Felix

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-14-17 2:39 PM s.19(1)
To: Marcia Mills s.21(1)(b)
Subject: Re: [REDACTED] s.23
Attachments: [REDACTED]

[REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<http://www.torys.com>
[Torys LLP]<http://www.torys.com>

From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Date: Tuesday, February 14, 2017 at 2:09 PM
To: Adam Armstrong <aarmstrong@torys.com>
Subject: [REDACTED]

Hi Adam,

[REDACTED]

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

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marcia.mills@pwgsc.gc.ca<mailto:marcia.mills@pwgsc.gc.ca>

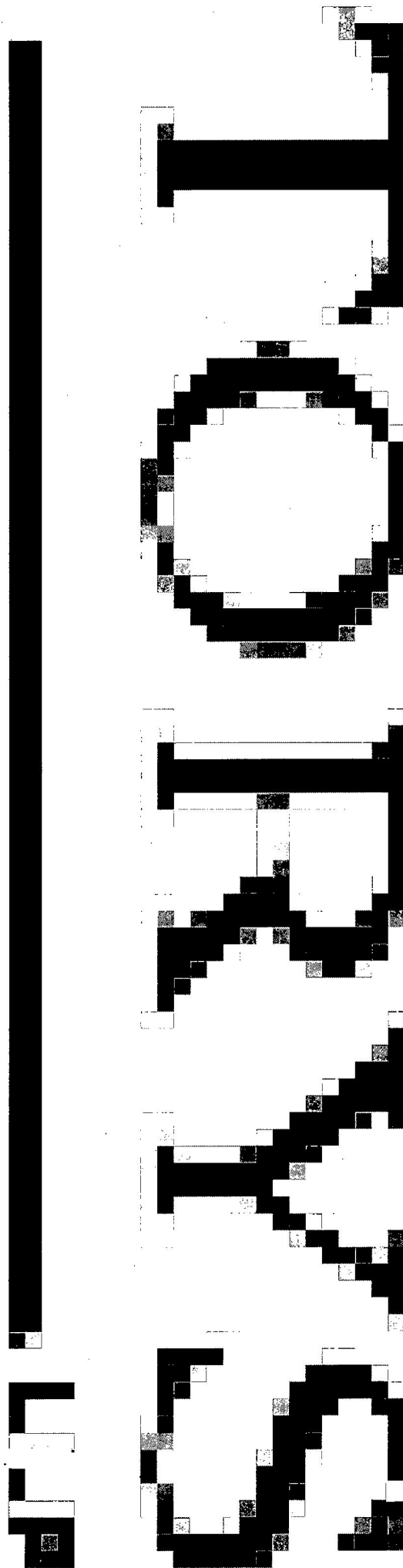
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Hollie Felix

From: Marcia Mills
Sent: February-14-17 2:40 PM
To: Armstrong, Adam
Subject: Re: [REDACTED]

Yes, thank you.

Marcia Mills

Solicitor - client privilege

Sent from my BlackBerry 10 smartphone on the Rogers network.

s.19(1)

Original Message

s.21(1)(b)

From: Armstrong, Adam

s.23

Sent: Tuesday, February 14, 2017 2:38 PM

To: Marcia Mills

Subject: Re: [REDACTED]

[REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

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www.torys.com<<http://www.torys.com>>

[Torys LLP]<<http://www.torys.com>>

From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Date: Tuesday, February 14, 2017 at 2:09 PM

To: Adam Armstrong <aarmstrong@torys.com>

Subject: [REDACTED]

Hi Adam,

[REDACTED]

Marcia Mills

Avocate/Counsel

Ministère de la justice - Department of Justice Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services

Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

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marcia.mills@pwgsc.gc.ca<mailto:marcia.mills@pwgsc.gc.ca>

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Jennifer Storing

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-14-17 2:24 PM
To: Marcia Mills
Subject: Re: [REDACTED]

Attachments: [REDACTED]

Here is the clean.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<http://www.torys.com>
[Torys LLP]<http://www.torys.com>

From: Adam Armstrong <aarmstrong@torys.com>
Date: Monday, February 13, 2017 at 10:43 AM
To: 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

Here you go.

Adam S. Armstrong

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-13-17 10:17 AM
To: Armstrong, Adam <aarmstrong@torys.com>
Subject: [REDACTED]

Marcia Mills

Avocate/Counsel

Ministère de la justice - Department of Justice Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

NEW: 819 420 2858

| facsimile/télécopieur 819-956-0014

marcia.mills@pwgsc.gc.ca<mailto:marcia.mills@pwgsc.gc.ca>

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**Pages 270 to / à 306
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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Marcia Mills s.21(1)(b)
Sent: February-15-17 12:03 PM s.23
To: Armstrong, Adam
Cc: Marcia Mills
Subject: [REDACTED]

Good morning,

[REDACTED]

Take care,

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice
Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

NEW: 819 420 2858

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marcia.mills@pwgsc.gc.ca

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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Marcia Mills
Sent: February-15-17 10:08 AM
To: 'Armstrong, Adam' s.19(1)
Subject: RE: <no subject> s.23

Hi there

I am just getting these emails now. I am going to see if I can contact our unhelpful IT department and see if they can check this issue out. I am wondering what other emails are getting dropped [REDACTED]

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-15-17 9:16 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: Re: <no subject>

Can I propose moving the start time to 10am then?

Thanks, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<http://www.torys.com>
[Torys LLP]<http://www.torys.com>

From: Adam Armstrong <aarmstrong@torys.com>
Date: Wednesday, February 15, 2017 at 9:10 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: <no subject>

I am on the line. Should we reschedule?

Adam S. Armstrong

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Hollie Felix

From: Marcia Mills s.19(1)
Sent: February-15-17 12:03 PM s.21(1)(b)
To: 'Armstrong, Adam' s.23
Cc: Marcia Mills
Subject: [REDACTED]

Good morning,

[REDACTED]

Take care,

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice
Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

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marcia.mills@pwgsc.gc.ca

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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

s.21(1)(b)

s.23

Hollie Felix

From: MICHAEL.WOOD@forces.gc.ca
Sent: February-16-17 10:20 PM
To: aarmstrong@torys.com; Marcia Mills
Cc: ASSAD.BOUAYED@forces.gc.ca; Derek.Cann@forces.gc.ca;
LUCIANO.CAROSIELLI@forces.gc.ca; Craig Webster

Subject:

Attachments:

Adam and Marcia

Mike

**Pages 476 to / à 516
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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Jennifer Storing

From: MICHAEL.WOOD@forces.gc.ca
Sent: February-16-17 10:20 PM
To: aarmstrong@torys.com; Marcia Mills s.21(1)(b)
Cc: ASSAD.BOUAYED@forces.gc.ca; Derek.Cann@forces.gc.ca; s.23
LUCIANO.CAROSIELLI@forces.gc.ca; Craig Webster
Subject: [REDACTED]
Attachments: [REDACTED]

Adam and Marcia

[REDACTED]

Mike

**Pages 518 to / à 558
are withheld pursuant to sections
sont retenues en vertu des articles**

21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Marcia Mills
Sent: February-16-17 4:28 PM
To: 'MICHAEL.WOOD@forces.gc.ca'; 'ASSAD.BOUAYED@forces.gc.ca';
'Derek.Cann@forces.gc.ca'
Cc: Armstrong, Adam; Marcia Mills s.21(1)(b)
Subject: [REDACTED] s.23

As discussed.

[REDACTED]

Marcia Mills
Avocate/Counsel
Ministère de la justice - Department of Justice
Services juridiques de TPSGC et SPC - PWGSC and SSC Legal Services
Secteurs maritime, des projets de défense et grands projets/Marine, Defence and Major Projects Sectors

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marcia.mills@pwgsc.gc.ca

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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

Jennifer Storing

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-20-17 4:18 PM
To: [REDACTED]; Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]
Attachments: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

From: [REDACTED] @MCCARTHY.CA]

Sent: February-20-17 4:06 PM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; Armstrong, Adam <aarmstrong@torys.com>

Cc: [REDACTED]

Subject: RE: [REDACTED]

Hi Marcia, [REDACTED]

From: Marcia Mills [<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>]

Sent: Monday, February 20, 2017 7:52 AM

To: [REDACTED] Armstrong, Adam

Cc: [REDACTED]; Marcia Mills

Subject: RE: [REDACTED]

Hello all

[REDACTED]

Thank you

Marcia

819 420 2858

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

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From: [REDACTED]@MCCARTHY.CA]

Sent: February-16-17 5:07 PM

To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Cc: [REDACTED]

Subject: RE: [REDACTED]

Adam/Marcia, [REDACTED]



s.19(1)

From: [redacted]
Sent: Monday, February 13, 2017 5:13 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [redacted]
Subject: RE: [redacted]

s.21(1)(b)
s.21(1)(c)
s.24(1)



All the best.

**mccarthy
tétrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)



Please, think of the environment before printing this message.

From: [REDACTED] s.19(1)
Sent: Tuesday, February 07, 2017 3:25 PM s.21(1)(b)
To: Armstrong, Adam; 'Marcia Mills' s.21(1)(c)
Cc: [REDACTED] s.24(1)
Subject: RE: [REDACTED]

Adam, Monday at 10 ET works for [REDACTED] and I.

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Tuesday, February 07, 2017 3:16 PM
To: [REDACTED] 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] @MCCARTHY.CA]
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: ' [REDACTED]

Adam/Marica, [REDACTED]

[REDACTED]

Cheers

**mccarthy
tetrault**

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

Please, think of the environment before printing this message.



s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: Friday, January 27, 2017 4:26 PM

To: [REDACTED] 'Marcia Mills'

Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

I don't think it will take an hour but I thought I would book this much time to be safe.

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21(1)(a), 21(1)(b), 24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Jennifer Storing

From: [REDACTED]@MCCARTHY.CA>
Sent: February-20-17 4:14 PM
To: Marcia Mills; Armstrong, Adam
Cc: [REDACTED]
Subject: RE: "[REDACTED]"
Attachments: [REDACTED]

[REDACTED]

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: Monday, February 20, 2017 4:07 PM
To: [REDACTED]; Armstrong, Adam
Cc: [REDACTED]
Subject: RE: "[REDACTED]"

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Thank you.

[REDACTED]

Marcia

819 420 2858

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From: [REDACTED]@MCCARTHY.CA]
Sent: February-20-17 4:06 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; Armstrong, Adam <aarmstrong@torys.com>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Hi Marcia,

[REDACTED]

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: Monday, February 20, 2017 7:52 AM
To: [REDACTED]; Armstrong, Adam
Cc: [REDACTED] Marcia Mills
Subject: RE: [REDACTED]

Hello all

Thank you

Marcia

819 420 2858

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

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From: [REDACTED]@MCCARTHY.CA]

Sent: February-16-17 5:07 PM

To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Cc: [REDACTED]

Subject: RE: [REDACTED]

Adam/Marcia,

[REDACTED]



From: [REDACTED]
Sent: Monday, February 13, 2017 5:13 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: "[REDACTED]"

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)



All the best.

**mccarthy
tetrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: [REDACTED]
Sent: Tuesday, February 07, 2017 3:25 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Adam, Monday at 10 ET works for [REDACTED] and I.

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Tuesday, February 07, 2017 3:16 PM
To: [REDACTED] 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] [@MCCARTHY.CA](mailto:[REDACTED]@MCCARTHY.CA)
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

[REDACTED]

Cheers

**mccarthy
tétrault**

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

Please, think of the environment before printing this message.



s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED]; 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
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Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
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-----Original Appointment-----

From: Armstrong, Adam
Sent: January-26-17 2:16 PM
To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'
Subject: [REDACTED]
When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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**Pages 698 to / à 702
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24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Jennifer Storing

From: [REDACTED]@MCCARTHY.CA> s.19(1)
Sent: February-20-17 4:06 PM s.21(1)(b)
To: Marcia Mills; Armstrong, Adam s.21(1)(c)
Cc: [REDACTED] s.24(1)
Subject: RE: '
Attachments: [REDACTED]

Hi Marcia, [REDACTED]

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: Monday, February 20, 2017 7:52 AM
To: [REDACTED] Armstrong, Adam
Cc: [REDACTED] Marcia Mills
Subject: RE: [REDACTED]

Hello all

[REDACTED]

Thank you

Marcia

819 420 2858

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From: [REDACTED]@MCCARTHY.CA]
Sent: February-16-17 5:07 PM
To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marcia, [REDACTED]

[REDACTED]

Page 704

**is withheld pursuant to sections
est retenue en vertu des articles**

21(1)(b), 21(1)(c), 24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

From: [REDACTED]
Sent: Monday, February 13, 2017 5:13 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

All the best.

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

**mccarthy
tétrault**

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

Please, think of the environment before printing this message.



From: [REDACTED]
Sent: Tuesday, February 07, 2017 3:25 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam, Monday at 10 ET works for [REDACTED] and I.

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Tuesday, February 07, 2017 3:16 PM
To: [REDACTED] 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] [@MCCARTHY.CA](mailto:[REDACTED]@MCCARTHY.CA)
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

Cheers

**mccarthy
tétrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED] 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED]; 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

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**Pages 709 to / à 721
are withheld pursuant to section
sont retenues en vertu de l'article**

24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Marcia Mills
Sent: February-20-17 4:17 PM
To: [REDACTED] Armstrong, Adam
Cc: [REDACTED]
Subject: RE: [REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Thank you.

Marcia

819 420 2858

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From: [REDACTED] @MCCARTHY.CA]
Sent: February-20-17 4:14 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; Armstrong, Adam <aarmstrong@torys.com>
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

From: Marcia Mills [<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>]
Sent: Monday, February 20, 2017 4:07 PM
To: [REDACTED]; Armstrong, Adam
Cc: [REDACTED]
Subject: RE: [REDACTED]

Thank you.

[REDACTED]

Marcia

819 420 2858

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est à l'usage exclusif du destinataire ci-dessus.

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

From: [REDACTED] @MCCARTHY.CA]
Sent: February-20-17 4:06 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; Armstrong, Adam <aarmstrong@torys.com>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Hi Marcia, [REDACTED]
[REDACTED]

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: Monday, February 20, 2017 7:52 AM
To: [REDACTED]; Armstrong, Adam
Cc: [REDACTED]; Marcia Mills
Subject: RE: [REDACTED]

Hello all
[REDACTED]

Thank you

Marcia

819 420 2858

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est à l'usage exclusif du destinataire ci-dessus.

From: [REDACTED] @MCCARTHY.CA]
Sent: February-16-17 5:07 PM
To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marcia, [REDACTED]
[REDACTED]

Page 724

**is withheld pursuant to sections
est retenue en vertu des articles**

21(1)(b), 21(1)(c), 24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

From: [REDACTED]
Sent: Monday, February 13, 2017 5:13 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

[REDACTED]

All the best.

**mccarthy
tétrault**



McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: [REDACTED]
Sent: Tuesday, February 07, 2017 3:25 PM
To: Armstrong, Adam; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam, Monday at 10 ET works for [REDACTED] and I.

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]
Sent: Tuesday, February 07, 2017 3:16 PM
To: [REDACTED]; 'Marcia Mills'
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] @MCCARTHY.CA]
Sent: February-07-17 3:12 PM
To: Armstrong, Adam <aarmstrong@torys.com>; 'Marcia Mills' <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

Adam/Marica, [REDACTED]

Cheers

**mccarthy
tetrauit**

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
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Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Please, think of the environment before printing this message.



From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Friday, January 27, 2017 4:26 PM
To: [REDACTED]; 'Marcia Mills'
Subject: RE: [REDACTED]

[REDACTED]

Regards, Adam.

Adam S. Armstrong

79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS


s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

-----Original Appointment-----

From: Armstrong, Adam

Sent: January-26-17 2:16 PM

To: Armstrong, Adam; [REDACTED] 'Marcia Mills'

Subject: [REDACTED]

When: January-27-17 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Toll Free Number: 800.600.0998; Local Number: 416.981.9072; Access Code: 8657336#

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s.21(1)(b)

s.23

Hollie Felix

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-20-17 2:06 PM
To: Marcia Mills
Subject:
Attachments:



Marcia,



Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
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s.21(1)(b)

s.23

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**Pages 732 to / à 813
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21(1)(a), 21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

s.19(1)

s.21(1)(b)

s.23

Hollie Felix

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-20-17 4:01 PM
To: Marcia Mills
Subject: RE: [REDACTED]

Thanks. [REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-20-17 3:55 PM
To: Armstrong, Adam <aarmstrong@torys.com>
Cc: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

[REDACTED]

Marcia

819 420 2858

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est à l'usage exclusif du destinataire ci-dessus.

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-20-17 2:06 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: [REDACTED]

Marcia,

[REDACTED]

Page 815

**is withheld pursuant to sections
est retenue en vertu des articles**

21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

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s.21(1)(b)

s.23

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s.21(1)(b)

s.23

Hollie Felix

From: Marcia Mills
Sent: February-20-17 9:00 AM
To: 'Armstrong, Adam'
Cc: Banack, Adam; Marie-José Regimbal; Marcia Mills
Subject: RE: [REDACTED]

Thanks. [REDACTED]

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-20-17 8:50 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: Banack, Adam <abanack@torys.com>; Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>
Subject: Re: [REDACTED]

Adam,

[REDACTED]

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679 On Feb 20, 2017, at 8:16 AM, Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca> wrote:

Adam



thanks

s.21(1)(b)

s.23

Marcia

819 420 2858

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From: Banack, Adam [mailto:abanack@torys.com]

Sent: February-19-17 3:22 PM


To: Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca<mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>>;

Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>; Armstrong, Adam

<aarmstrong@torys.com<mailto:aarmstrong@torys.com>>

Subject: RE: 

Marcia, MJ and Adam,



[REDACTED]

Regards,

s.21(1)(b)

s.23

P. 416.865.7392 | F. 416.865.7380 | 1.800.505.8679

From: Marie-José Regimbal [mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca]

Sent: February-18-17 4:10 PM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>; Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>; Banack, Adam <abanack@torys.com<mailto:abanack@torys.com>>

Subject: RE: [REDACTED]

Marcia,

[REDACTED]

MJ

Marie-José Régimbal

Gestionnaire et Avocate-conseil / Manager and Senior Counsel Ministère de la Justice / Department of Justice

Téléphone / Phone : 819-420-2841 Courriel / Email : marie-jose.regimbal@tpsgc-pwgsc.gc.ca<mailto:marie-jose.regimbal@tpsgc-pwgsc.gc.ca>

Protégé par le secret professionnel

Protected by solicitor-client privilege

From: Marcia Mills

Sent: February-18-17 2:40 PM

To: Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca<mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>>; Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>; Banack, Adam <abanack@torys.com<mailto:abanack@torys.com>>

Subject: Re: [REDACTED]

[REDACTED]

[REDACTED]

Marcia Mills

Solicitor - client privilege

s.21(1)(b)

s.23

Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Marie-José Regimbal

Sent: Saturday, February 18, 2017 12:06 AM

To: Armstrong, Adam; Marcia Mills; Banack, Adam

Subject: Re: [REDACTED]

[REDACTED]

MJ

Marie-José Régimbal

Manager and Senior Counsel

PWGSC and SSC Legal Services /

Services juridique de TPSGC et SPC

Department of Justice / Ministère de la justice

From: Armstrong, Adam

Sent: Friday, February 17, 2017 3:37 PM

To: Marcia Mills; Banack, Adam; Marie-José Regimbal

Subject: RE: [REDACTED]

[REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |

www.torlys.com<<http://www.torlys.com>>

<image001.jpg><<http://www.torlys.com>>

s.21(1)(b)

s.23

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]

Sent: February-17-17 9:37 AM

To: Banack, Adam <abanack@torys.com<mailto:abanack@torys.com>>; Marie-José Regimbal <Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca<mailto:Marie-Jose.Regimbal@tpsgc-pwgsc.gc.ca>>

Cc: Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>

Subject: RE: [REDACTED]

Hello

[REDACTED]

Marcia

819 420 2858

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Protégé - Secret professionnel de l'avocat // Avis de confidentialité Ce message, transmis par courriel, est confidentiel et est à l'usage exclusif du destinataire ci-dessus.

[REDACTED]

**Pages 822 to / à 824
are withheld pursuant to sections
sont retenues en vertu des articles**

21(1)(b), 23

**of the Access to Information Act
de la Loi sur l'accès à l'information**

s.21(1)(b)

s.23

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Hollie Felix

From: Marcia Mills
Sent: February-20-17 4:05 PM
To: 'Armstrong, Adam'
Subject: RE: [REDACTED] s.21(1)(b)
s.23

[REDACTED]

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-20-17 4:01 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

Thanks. [REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Marcia Mills [mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca]
Sent: February-20-17 3:55 PM
To: Armstrong, Adam <aarmstrong@torys.com>
Cc: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: RE: [REDACTED]

[REDACTED]

Marcia

819 420 2858

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est à l'usage exclusif du destinataire ci-dessus.

s.19(1)

s.21(1)(b)

s.23

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]

Sent: February-20-17 2:06 PM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Subject: [REDACTED]

Marcia,



Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

TORYS
LLP

s.21(1)(b)

s.23

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Jennifer Storing

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-21-17 11:50 AM
To: [REDACTED] Marcia Mills
Subject: [REDACTED]
Attachments: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |
www.torys.com<<http://www.torys.com>>
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s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

**Pages 832 to / à 833
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sont retenues en vertu de l'article**

24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Marcia Mills
Sent: February-21-17 11:51 AM
To: Armstrong, Adam
Subject: RE: [REDACTED]

s.19(1)
s.21(1)(b)
s.24(1)

Thanks. Do you have a quick 10 minutes?

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: February-21-17 11:50 AM

To: [REDACTED]@mccarthy.ca>; [REDACTED]>; Marcia Mills
<Marcia.Mills@tpsgc-pwgsc.gc.ca>

Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada |

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Jennifer Storing

From: Marcia Mills
Sent: February-22-17 10:18 AM
To: Marie-Josée Lachance (Marie-Josée.Lachance@tpsgc-pwgsc.gc.ca)
Subject: FW: [REDACTED]
Attachments: [REDACTED]

Importance: High

Can you print one sided asap? I am on a call

Marcia

819 420 2858

s.19(1)

s.21(1)(b)

s.21(1)(c)

s.24(1)

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From: [REDACTED] @MCCARTHY.CA]
Sent: February-22-17 9:44 AM
To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Speak soon.

Cheers

[REDACTED]

McCarthy Tétrault LLP

Suite 5300

TD Bank Tower

Box 48, 66 Wellington Street West

Toronto ON M5K 1E6

Please, think of the environment before printing this message.

s.19(1)

-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Tuesday, February 21, 2017 11:50 AM
To: [REDACTED] Marcia Mills
Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com<<http://www.torys.com>>
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24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: [REDACTED]@MCCARTHY.CA>
Sent: February-22-17 9:44 AM
To: Armstrong, Adam; Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]
Attachments: [REDACTED]

Speak soon.

Cheers

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

[REDACTED]

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

Please, think of the environment before printing this message.

-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Tuesday, February 21, 2017 11:50 AM
To: [REDACTED] Marcia Mills
Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
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**Pages 844 to / à 847
are withheld pursuant to section
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24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Jennifer Storing

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-22-17 6:12 PM
To: Marcia Mills; [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]
Attachments: [REDACTED]

Here are the two files. [REDACTED]

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Armstrong, Adam
Sent: February-22-17 1:16 PM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; [REDACTED] @MCCARTHY.CA>
Cc: [REDACTED]
Subject: Re: [REDACTED]

[REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Adam S. Armstrong

From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Date: Wednesday, February 22, 2017 at 1:14 PM
To: Adam Armstrong <aarmstrong@torys.com>; [REDACTED] @MCCARTHY.CA>
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-22-17 1:08 PM
To: [REDACTED] @MCCARTHY.CA>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Cc: [REDACTED]
Subject: RE: [REDACTED]

OK, I will open the line then. I could start again at 5:15pm if need be. I am also free before 10am tomorrow.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED] @MCCARTHY.CA
Sent: February-22-17 1:04 PM
To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: D [REDACTED]
Subject: RE: [REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

[REDACTED] is available at 1:15 ET. We can start then. It might take more than 45 minutes. Do you have any more time later today if we need it?

From: [REDACTED]
Sent: Wednesday, February 22, 2017 9:44 AM
To: Armstrong, Adam; Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED]

Speak soon.

Cheers

[REDACTED]

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

Please, think of the environment before printing this message.

-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Tuesday, February 21, 2017 11:50 AM
To: [REDACTED] Marcia Mills
Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com<<http://www.torys.com>>
[Torys LLP]<<http://www.torys.com>>

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24(1)

**of the Access to Information Act
de la Loi sur l'accès à l'information**

Hollie Felix

From: Armstrong, Adam <aarmstrong@torys.com>
Sent: February-22-17 2:12 PM
To: Marcia Mills; [REDACTED]
Cc: [REDACTED]
Subject: Re: [REDACTED]

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

For 5:15pm:

[REDACTED]
Wed, Feb 22, 2017 5:15 PM - 6:15 PM EST

Please join my meeting from your computer, tablet or smartphone.
<https://global.gotomeeting.com/join/401027789>

Join the conference call. same number as before

First GoToMeeting? Try a test session: <http://help.citrix.com/getready> <<http://help.citrix.com/getready>>

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: Adam Armstrong <aarmstrong@torys.com>

Date: Wednesday, February 22, 2017 at 1:16 PM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>, [REDACTED]@MCCARTHY.CA>

Cc: [REDACTED]

Subject: Re: [REDACTED]
[REDACTED]

Adam S. Armstrong

From: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Date: Wednesday, February 22, 2017 at 1:14 PM

To: Adam Armstrong <aarmstrong@torys.com>, [REDACTED]@MCCARTHY.CA>

Cc: [REDACTED]

Subject: RE: [REDACTED]
[REDACTED]

Marcia
819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: February-22-17 1:08 PM

To: [REDACTED]@MCCARTHY.CA>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Cc: [REDACTED]

Subject: RE: [REDACTED]

OK, I will open the line then. I could start again at 5:15pm if need be. I am also free before 10am tomorrow.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED]@MCCARTHY.CA]

Sent: February-22-17 1:04 PM

To: Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>

Cc: [REDACTED] <mailto:[REDACTED]>

Subject: RE: [REDACTED]

[REDACTED] is available at 1:15 ET. We can start then. It might take more than 45 minutes. Do you have any more time later today if we need it?

From: [REDACTED]

s.19(1)

Sent: Wednesday, February 22, 2017 9:44 AM

s.21(1)(b)

To: Armstrong, Adam; Marcia Mills

s.21(1)(c)

Cc: [REDACTED]

s.24(1)

Subject: RE: [REDACTED]

Speak soon.

Cheers



s.19(1)
s.21(1)(b)
s.24(1)

McCarthy Tétrault LLP

Suite 5300

TD Bank Tower

Box 48, 66 Wellington Street West

Toronto ON M5K 1E6

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: Tuesday, February 21, 2017 11:50 AM

To: [REDACTED] Marcia Mills

Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

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Toronto, Ontario M5K 1N2 Canada |

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Hollie Felix

From: Marcia Mills s.19(1)
Sent: February-22-17 1:14 PM s.21(1)(b)
To: 'Armstrong, Adam'; [REDACTED] s.21(1)(c)
Cc: [REDACTED] s.24(1)
Subject: RE: [REDACTED]

[REDACTED]

Marcia

819 420 2858

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: February-22-17 1:08 PM
To: [REDACTED]@MCCARTHY.CA>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

OK, I will open the line then. I could start again at 5:15pm if need be. I am also free before 10am tomorrow.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED]@MCCARTHY.CA]
Sent: February-22-17 1:04 PM
To: Armstrong, Adam <aarmstrong@torys.com>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Cc: [REDACTED]
Subject: RE: [REDACTED]

[REDACTED] is available at 1:15 ET. We can start then. It might take more than 45 minutes. Do you have any more time later today if we need it?

From: [REDACTED]
Sent: Wednesday, February 22, 2017 9:44 AM
To: Armstrong, Adam; Marcia Mills
Cc: [REDACTED]
Subject: RE: [REDACTED]

Speak soon.

Cheers

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

McCarthy Tétrault LLP
Suite 5300
TD Bank Tower
Box 48, 66 Wellington Street West
Toronto ON M5K 1E6

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-----Original Message-----

From: Armstrong, Adam [<mailto:aarmstrong@torys.com>]

Sent: Tuesday, February 21, 2017 11:50 AM

To: [REDACTED] Marcia Mills

Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com
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Hollie Felix

From: Marcia Mills
Sent: February-22-17 1:13 PM s.19(1)
To: [REDACTED]; Armstrong, Adam s.21(1)(b)
Cc: [REDACTED] s.21(1)(c)
Subject: RE: [REDACTED] s.24(1)

I can as well. Although would like to be off line by 6:15 if at all possible.

Marcia

819 420 2858

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-----Original Message-----

From: [REDACTED]@MCCARTHY.CA]

Sent: February-22-17 1:13 PM

To: Armstrong, Adam <aarmstrong@torys.com>

Cc: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>; [REDACTED]

Subject: Re: [REDACTED]

I could do 515 also

[REDACTED]

On Feb 22, 2017, at 1:07 PM, Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>> wrote:

OK, I will open the line then. I could start again at 5:15pm if need be. I am also free before 10am tomorrow.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

From: [REDACTED]@MCCARTHY.CA]

Sent: February-22-17 1:04 PM

To: Armstrong, Adam <aarmstrong@torys.com<mailto:aarmstrong@torys.com>>; Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>

Cc: [REDACTED]

Subject: RE: [REDACTED]

[REDACTED] is available at 1:15 ET. We can start then. It might take more than 45 minutes. Do you have any more time later today if we need it?

From: [REDACTED]

Sent: Wednesday, February 22, 2017 9:44 AM

To: Armstrong, Adam; Marcia Mills

Cc: [REDACTED]

Subject: RE: [REDACTED]

Speak soon.

s.19(1)
s.21(1)(b)
s.21(1)(c)
s.24(1)

Cheers

Suite 5300

TD Bank Tower

Box 48, 66 Wellington Street West

Toronto ON M5K 1E6

s.19(1)
s.21(1)(b)
s.24(1)

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From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: Tuesday, February 21, 2017 11:50 AM
To: [REDACTED] Marcia Mills
Subject: [REDACTED]

Here you go.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

79 Wellington St. W., 30th Floor, Box 270, TD South Tower

Toronto, Ontario M5K 1N2 Canada |
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Bucknall, Jennifer

From: Joannis, Steve (IC) <steve.joannis@canada.ca>
Sent: 2017-Feb-22 9:58 AM
To: Bucknall, Jennifer
Cc: Jarvis, Brian
Subject: In A.T. v. Globe24h.com
Attachments: PIPEDA's global extra-territorial jurisdiction: A.T. v. Globe24h.com; Teresa Scassa's Blog

Jennifer: As discussed here are some articles on the In [A.T. v. Globe24h.com](#) case.

Steve

Counsel, Legal Services
Innovation, Science and Economic Development Canada / Government of Canada
steve.joannis@canada.ca / Tel: 343-291-2251

Avocat, Services juridiques
Innovation, Sciences et Développement économique Canada / Gouvernement du Canada
steve.joannis@canada.ca / Tél: 343-291-2251

Bucknall, Jennifer

From: Blog <noreply+feedproxy@google.com>
Sent: 2017-Feb-22 1:19 AM
To: Joannis, Steve (IC)
Subject: Teresa Scassa's Blog

Teresa Scassa's Blog

Federal Court Orders Romanian Website Operator to Take Down Canadian Court Decisions Under Privacy Statute

Posted: 21 Feb 2017 05:28 AM PST

The Federal Court of Canada has ordered a Romanian company and its sole proprietor to cease publishing online any Canadian court or tribunal decisions containing personal information. It has also awarded damages against the company's owner. The decision flows from an application made pursuant to s. 14 of the *Personal Information Protection and Electronic Documents Act* (PIPEDA). The applicant had complained to the Privacy Commissioner of Canada regarding the activities of the defendant and his website Globe24h.com. The Commissioner ruled the complaint well-founded (my comment on this finding is [here](#)). However, since the Commissioner has no power to make binding orders or to award damages, the applicant pursued the matter in court. (Note that the lack of order-making powers is considered by many to be a weakness of PIPEDA, and the Commissioner has suggested to Parliament that it might be time for greater enforcement powers.)

Globe24h.com is a Romania-based website operated by the respondent Radulescu. The site republishes public documents from a number of jurisdictions, including Canada. The Canadian content is scraped from CanLII and from court and tribunal websites. This scraping is contrary to the terms of use of those sites. The Canadian court websites and CanLII also prevent the indexing of their websites by search engines; this means that a search for an individual by name will not turn up court or tribunal decisions in which that individual is named. This practice is meant to balance the privacy of individuals with the public interest in having broad access to court and tribunal decisions. Such decisions may contain considerable amounts of personal information as they may relate to any kind of legal dispute including family law matters, employment-related disputes, discrimination complaints, immigration proceedings, bankruptcy cases, challenges to decisions on pensions or employment insurance, criminal matters, disputes between neighbors, and so on. In contrast, the Globe24h.com website is indexed by search engines; as a result, the balance attempted to be struck by courts and tribunals in Canada is substantially undermined.

The applicant in this case was one of many individuals who had complained to the Office of the Privacy Commissioner (OPC) after finding that a web search for their names returned results containing personal information from court decisions. The applicant, like many others, had sought to have his personal information removed from the Globe24h website. However, the “free removal” option offered by the site could take half a year or more to process. The alternative was to pay to have the content removed. Those who had opted to pay for removal found that they might have to pay again and again if the same information was reproduced in more than one document or in multiple versions of the decision hosted on the Globe24h web site.

The first issue considered by the Federal Court was whether PIPEDA could apply extraterritorially to Globe24h.com. In general, a country’s laws are not meant to apply outside its boundaries. Although the Federal Court referred to the issue as one of extraterritorial application of laws, it is more akin to what my co-authors and I have called **extended territoriality**. In other words, PIPEDA will apply to activities carried out in Canada and with impacts in Canada – even though the actors may be located outside of Canada. The internet makes such situations much more common. In this case, Radulescu engaged in scraping data from websites based in Canada; the information he collected included personal information of Canadians. He then, through his company, charged individuals fees to have their personal information removed from his website. The Court found that in these circumstances, PIPEDA would apply.

It was clear that the respondent had collected, used and disclosed the personal information of the applicant without his consent. Although Radulescu did not appear before the Federal Court, he had interacted with the OPC during the course of the investigation of the complaint against Globe24h. In that context, he had argued that he was entitled to benefit from the exception in PIPEDA which permitted the collection, use and disclosure of personal information without consent where it is for journalistic purposes. There is little case law that addresses head-on the scope of the “journalistic purposes” exception under PIPEDA. Justice Mosely found that the criteria proposed by the Canadian Association of Journalists, and supported by the OPC, provide a “reasonable framework” to define journalistic purposes:

... only where its purpose is to (1) inform the community on issues the community values, (2) it involves an element of original production, and (3) it involves a “self-conscious discipline calculated to provide an accurate and fair description of facts, opinion and debate at play within a situation.” (at para 68)

Justice Mosley found that “journalistic purposes” required something more than making court decisions available for free over the internet without any value-added content. He also noted that the statutory exception applies only where the collection, use or disclosure of personal information is for journalistic purposes *and for no other purpose*. Here, he found that the respondent had other purposes – namely to profit from charging people to remove their personal information from the website.

The respondent had also argued that he was entitled to benefit from the exception to the consent requirement because the information he collected, used and disclosed was ‘publicly available’. This exception is contained in PIPEDA and in regulations pertaining to publicly available information. While court and tribunal decisions fall within the definition of publicly available information, the exception to the consent requirement is only available where the collection, use or disclosure of the information relates “directly to the purpose for which the information appears in the record or document.” (Regs, s. 1(d)). In this case, Justice Mosley found that the respondent’s purpose did not relate directly to the reasons why the personal information was included in the decisions. Specifically, the inclusion of personal information in court decisions is to further the goals of the open courts principle, whereas, in the words of Justice Mosley, the respondent’s purpose “serves to undermine the administration of justice by potentially causing harm to participants in the justice system.” (at para 78)

PIPEDA contains a requirement that limits data collection, use or disclosure by an organization to only where it is “for purposes that a reasonable person would consider are appropriate in the circumstances.” (s. 5(3)). Justice Mosely noted that the Canadian Judicial Council’s policies on the online publication of court decisions strongly discourages the indexing of such decisions by search engines in order to strike a balance between open courts and privacy. This led Justice Mosely to conclude that the respondent did not have a *bona fide* business interest in making court decisions available in a way that permitted their indexing by search engines. Therefore the collection, use and disclosure of this information was not for purposes that a reasonable person would consider to be appropriate.

Having found that the respondent had breached PIPEDA, Justice Mosley next considered the issue of remedies. The situation was complicated in this case by the fact that the respondent is based in Romania. This raised issues of whether the court should make orders that would have an impact in Romania, as well as the issue of enforceability. The applicant was also pursuing separate remedies in Romania, and Justice Mosley noted that a court order from Canada might assist in these objectives. The OPC argued that it would be appropriate for the Court to make an order with a broader impact than just the applicant’s particular circumstances. The number of other complaints received by both CanLII and the OPC about personal information contained in decisions hosted on the Romanian site were indicative of a systemic issue. Justice Mosley was also influenced by the OPC’s argument that a broad order could be used by the applicant and by others to persuade search engines to de-index the pages of the respondent’s

websites. Accepting that PIPEDA enabled him to address systemic and not just individual problems, Justice Mosely issued a declaration that the respondent had violated PIPEDA, and ordered that he remove all Canadian court and tribunal decisions that contain personal information. He also ordered that the respondent take steps to ensure that these decisions are removed from search engine caches. The respondent was also ordered to refrain from any further copying or publishing of Canadian court or tribunal decisions containing personal information in a manner that would violate PIPEDA.

The applicant also sought damages for breach of PIPEDA. Damages awards have been a weak spot under PIPEDA. The Federal Court has been extremely conservative in awarding damages; this tendency has not been helped by the fact that the overwhelming majority of applications have been brought by self-represented litigants. In this case, Justice Mosley accepted that the breach was egregious, and noted the practice of the respondent to profit from exploiting the personal information of Canadians. He also noted that the level of disclosure of personal information was extensive because of the bulk downloading and publishing of court decisions. Finally, he noted that the respondent “has also acted in bad faith in failing to take responsibility and rectify the problem” (at para 103). In the circumstances, one might have expected an order of damages far in excess of the modest \$5000 ultimately ordered by Justice Mosely. This amount seems disproportionate to the nature of the breach, as well as to the impact it had on the applicant and the extensive steps he has had to take to try to address the problem. Even though recovering any amount from the respondent might be no more than a pipe dream in the circumstances, the amount set in this case would seem to lack any deterrent effect and is hardly proportionate to the nature of the breach.

Overall, this decision is an important one. It confirms the application of PIPEDA to the collection, use or disclosure of personal information of Canadians that is linked to Canada, even where the respondent is located in another country. It also provides clarification of the exceptions to consent for journalistic purposes and for publicly available information. In this regard, the court’s careful reading of these exceptions prevents them from being used as a broad licence to exploit personal information. The court’s reasoning with respect to its declaration and its order is also useful, particularly as it applies to the sanctioning of offshore activities. The only weakness is in the award of damages; this is a recurring issue with PIPEDA and one that may take legislative intervention to address.

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Hollie Felix

From: Marcia Mills
Sent: January-27-17 1:05 PM
To: 'Armstrong, Adam'
Subject: RE: IP courses in Toronto

That gives me some ideas. I will talk with MJ. I am thinking going through our terms and explaining what issues industry has and why. I find I spend so much of my day explaining commercial reality around these parts....

Marcia
819 420 2858

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-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]
Sent: January-27-17 11:41 AM
To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>
Subject: Re: IP courses in Toronto

We don't typically have much in the way of client sessions in Toronto. We normally put things together when clients ask and do it on an individual basis (other than UniveriTory). I do some training sessions for members of my group where I walk through a commercial agreement, explain the provisions, what the issues are and negotiation tips. If we did something like that for you guys, we would come to Ottawa to do it. The only prop in that case is a form of agreement (I could use one of yours or one of mine).

Adam S. Armstrong

On 1/27/17, 11:27 AM, "Marcia Mills" <Marcia.Mills@tpsgc-pwgsc.gc.ca> wrote:

Thanks. I would appreciate the training for the team - the internal process is killer to set that up but will definitely discuss with MJ as I think she would be keen for her team. Do you guys do anything in Toronto in the way of full day sessions or participate in those? (I've got her signed up for the UnivTorys email notices but I really like to send them on actual in person courses as well, because I think there is a whole world of commercial law they aren't getting exposed to here)

Marcia
819 420 2858

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s.19(1)

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Torys LLP

79 Wellington St. W., 30th Floor, Box 270, TD South Tower Toronto, Ontario M5K 1N2 Canada | www.torys.com

-----Original Message-----

From: Armstrong, Adam [mailto:aarmstrong@torys.com]

Sent: January-27-17 8:58 AM

To: Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca>

Subject: Re: IP courses in Toronto

I am fine with it. I am sure [REDACTED] and [REDACTED] won't mind either.

On a separate note, if you would like, I am sure we could put together some CLE on IT contracting for your team.

Regards, Adam.

Adam S. Armstrong

P. 416.865.7336 | F. 416.865.7380 | 1.800.505.8679

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On Jan 27, 2017, at 7:34 AM, Marcia Mills <Marcia.Mills@tpsgc-pwgsc.gc.ca<<mailto:Marcia.Mills@tpsgc-pwgsc.gc.ca>>> wrote:

Hi Adam,

I've got a lawyer who is needing some basic fundamental IP courses, and it's been a while since I've looked for something like that. Are there any good courses that run in Toronto you think would be useful to her? She's got no basic IP / IT awareness at all. I am also thinking that since our govt lawyers get very little if any exposure to actual transactions, I might suggest she sit in on calls with have with [REDACTED] and [REDACTED] I find there is an odd mindset amongst some lawyers to see transactional work as "oppositional" and see that influencing her at times, so even if the discussion is unfamiliar to her, she would probably benefit from hearing how lawyers actually mostly behave. I wanted to check with you first, but thought I would also ask [REDACTED] and [REDACTED] if they would have any objection to it. It is only for the purposes of continuing development, she won't have any direct file involvement.

Thanks and talk to you this afternoon

Marcia Mills

Avocate/Counsel

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